

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**TWENTY-SIXTH DAY'S PROCEEDINGS**

**Thirty-second Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 11, 2006

The House of Representatives was called to order at 1:00 P.M.,  
by the Honorable Joe R. Salter, Speaker of the House of  
Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their  
names:

**PRESENT**

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Winston

Fannin  
Total - 102

McDonald

Wooton

ABSENT

Cazayoux  
Total - 3

McVea

Richmond

The Speaker announced that there were 102 members present  
and a quorum.

**Prayer**

Prayer was offered by Dr. Gustav du Toit.

**Pledge of Allegiance**

Rep. Honey led the House in reciting the Pledge of Allegiance  
to the Flag of the United States of America.

Ms. Samantha Goodwin sang *The National Anthem*.

**Reading of the Journal**

On motion of Rep. Pinac, the reading of the Journal was  
dispensed with.

On motion of Rep. Jane Smith, the Journal of May 10, 2006,  
was adopted.

**Petitions, Memorials and  
Communications**

The following petitions, memorials, and communications were  
received and read:

**Message from the Senate**

**SENATE BILLS**

May 11, 2006

To the Honorable Speaker and Members of the House of  
Representatives:

I am directed to inform your honorable body that the Senate has  
finally passed the following Senate Bills:

Senate Bill Nos. 78, 101, 617, 682, and 739

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Bills and Joint Resolutions  
on First Reading**

The following Senate Bills and Joint Resolutions on first reading  
were taken up, read, and placed upon the calendar for their second  
reading:

**SENATE BILL NO. 78—**

BY SENATOR THEUNISSEN

**AN ACT**

To amend and reenact R.S. 31:11, relative to minerals; to provide  
relative to mineral rights and ownership of land; to provide  
relative to reservations of mineral rights; to provide relative to  
correlative rights; to provide relative to transfers of ownership  
of land; to provide certain requirements, conditions, and terms;  
and to provide for related matters.

Read by title.

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### **SENATE BILL NO. 101—** BY SENATOR MCPHERSON

#### **AN ACT**

To amend and reenact R.S. 26:90(I) and (J) and 286(I) and (J), and to enact R.S. 26:90(K) and 286(K), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

Read by title.

### **SENATE BILL NO. 617—** BY SENATOR MARIONNEAUX

#### **AN ACT**

To enact R.S. 37:223, relative to professions and occupations; to provide for attorneys; to create a Standing Committee on Attorney Advertising; to provide for its members, their appointment, terms, and duties; to authorize such committee to evaluate certain advertising material, make certain recommendations, and issue certain advisory opinions; and to provide for related matters.

Read by title.

### **SENATE BILL NO. 682—** BY SENATOR MCPHERSON

#### **AN ACT**

To enact Part I-A of Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1025.1 through 1025.8, relative to licensed nursing facilities and adult residential care providers; to authorize certified medication attendants in licensed nursing facilities and adult residential care providers; to provide for definitions, certification, authorized and prohibited functions, and qualifications; and to provide for related matters.

Read by title.

### **SENATE BILL NO. 739—**

BY SENATORS BOASSO, BAJOEI, BARHAM, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MURRAY, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH AND THEUNISSEN AND REPRESENTATIVE SCALISE

#### **AN ACT**

To amend and reenact R.S. 39:15.2(A) and to enact R.S. 29:726.1 through 726.7, and Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1151 through 1157, relative to intergovernmental communications interoperability; to provide for the creation of the office of interoperability; to provide for a communications interoperability director; to establish the Statewide First Responders Interoperability Committee to design, construct, administer, and maintain a statewide shared communications system for first responders; to create the Louisiana Statewide Interoperability Executive Committee to design, construct, administer, and maintain a Statewide Communication Interoperability Plan; to provide for coordination with the chief information officer; and to provide for related matters.

Read by title.

### **House and House Concurrent Resolutions**

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

### **HOUSE CONCURRENT RESOLUTION NO. 191—** BY REPRESENTATIVE PITRE

#### **A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2006 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately

five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

### **HOUSE CONCURRENT RESOLUTION NO. 193—** BY REPRESENTATIVE PITRE AND SENATOR DUPRE

#### **A CONCURRENT RESOLUTION**

To approve the Fiscal Year 2006-2007 Coastal Wetlands Protection and Restoration Plan as adopted by the Coastal Protection and Restoration Authority (authority).

Read by title.

Under the rules, the above resolution was referred to the Committee on Natural Resources.

### **HOUSE CONCURRENT RESOLUTION NO. 128—** BY REPRESENTATIVE DURAND

#### **A CONCURRENT RESOLUTION**

To create and provide for the Central Acadiana Tourism Development Advisory Commission to study and make recommendations relative to regional tourism development in the parishes of Acadia, Iberia, Jefferson Davis, Lafayette, St. Mary, St. Martin, St. Landry, and Vermilion.

Called from the calendar.

Read by title.

Rep. Morrish sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Original House Concurrent Resolution No. 128 by Representative Durand

#### **AMENDMENT NO. 1**

On page 1, line 2, delete "Central"

#### **AMENDMENT NO. 2**

On page 1, line 4, after "Iberia," and before "Lafayette" delete "Jefferson Davis,"

#### **AMENDMENT NO. 3**

On page 1, line 6, delete "Central"

#### **AMENDMENT NO. 4**

On page 1, line 15, delete "Central"

#### **AMENDMENT NO. 5**

On page 1, line 19, delete "Central"

#### **AMENDMENT NO. 6**

On page 2, line 4, delete "Central"

#### **AMENDMENT NO. 7**

On page 2, at the beginning of line 6, delete "Jefferson Davis,"

#### **AMENDMENT NO. 8**

On page 2, line 7, delete "Central"

AMENDMENT NO. 9

On page 2, line 14, delete "Central"

AMENDMENT NO. 10

On page 2, line 18, delete "Central"

AMENDMENT NO. 11

On page 2, line 25, delete "Central"

AMENDMENT NO. 12

On page 2, line 28, delete "Central"

AMENDMENT NO. 13

On page 3, line 4, delete "Central"

On motion of Rep. Morrish, the amendments were adopted.

Under the rules, the resolution, as amended, was referred to the Committee on Municipal, Parochial and Cultural Affairs.

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

**SENATE BILL NO. 63—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**SENATE BILL NO. 183—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**SENATE BILL NO. 318—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**SENATE BILL NO. 453—**

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i) and (e), relative to agreements for drilling units; to provide relative to pooling interests; to provide relative to risk charges; to provide certain terms, conditions, requirements, and effects; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

**SENATE BILL NO. 490—**

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

**SENATE BILL NO. 539—**

BY SENATOR ULLO

AN ACT

To enact R.S. 17:84.2, relative to school board business managers or chief financial officers; to require the State Board of Elementary and Secondary Education to promulgate rules establishing qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; to authorize school systems to share certain officers and employees; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Education.

**SENATE BILL NO. 601—**

BY SENATOR N. GAUTREAUX

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

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### SENATE BILL NO. 623—

BY SENATOR SMITH

#### AN ACT

To enact R.S. 33:3838, relative to inspections of small community public water systems; to provide for definitions; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

### SENATE BILL NO. 655—

BY SENATORS ADLEY, KOSTELKA AND QUINN AND REPRESENTATIVES DANIEL, BEARD, CRANE, DAMICO, DEWITT, FRITH, GEYMAN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE AND WALSWORTH

#### AN ACT

To amend and reenact R.S. 30: 82(6), 89.1 and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29, 29.1, and 2015.1(L), relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

### SENATE BILL NO. 656—

BY SENATOR BOASSO

#### AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit for certain projects to repair hurricane or storm-related damage to public buildings caused by Hurricane Katrina or Hurricane Rita; to provide for applicability of certain laws governing the advertising and letting of contracts; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

### SENATE BILL NO. 659—

BY SENATOR BARHAM

#### AN ACT

To amend and reenact R.S. 33:130.105(A), relative to the Morehouse Economic Development District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

### House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

### HOUSE CONCURRENT RESOLUTION NO. 190 (Substitute for House Concurrent Resolution No. 103 by Representative Greene)—

BY REPRESENTATIVE GREENE

#### A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of incorporating into its five-year strategic plan a plan for the improvement of the appearance of state highways.

Read by title.

On motion of Rep. Quezaire, the resolution was ordered engrossed and passed to its third reading.

### HOUSE CONCURRENT RESOLUTION NO. 29—

BY REPRESENTATIVE ODINET

#### A CONCURRENT RESOLUTION

To suspend until sixty days after the final adjournment of the 2007 Regular Session of the Legislature of Louisiana, the provisions of R.S. 56:433(B)(1) and (C) insofar as they specify a date for closure of the oyster harvest on the public seed grounds and to authorize the Wildlife and Fisheries Commission to open oyster harvest season in those parts of the natural reefs which are located in certain parts of the coast where there are sufficient quantities of oysters available for harvest.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Concurrent Resolution No. 29 by Representative Odinet

#### AMENDMENT NO. 1

On page 1, line 3, delete "and 435.1.1(C)"

#### AMENDMENT NO. 2

On page 1, line 5 delete "or re-open"

#### AMENDMENT NO. 3

On page 1, line 6, after "reefs" insert "which are located in certain parts of the coast"

#### AMENDMENT NO. 4

On page 1, line 8, delete "and 435.1.1(C)"

#### AMENDMENT NO. 5

On page 1, line 10, after "spring" delete the remainder of the line and insert a semi-colon ";", and "and"

#### AMENDMENT NO. 6

On page 1, line 18, delete "and 435.1.1(C)"

#### AMENDMENT NO. 7

On page 1, line 19, delete "and in Calcasieu Lake"

AMENDMENT NO. 8

On page 2, delete line 5 and insert in lieu thereof "authorized, after consideration of recommendations by the Louisiana Oyster Task Force, to open, for a period of time to be"

AMENDMENT NO. 9

On page 2, line 6, after "reefs" insert "which are located between the Atchafalaya River and Pointe au Fer Island on the east and Freshwater Bayou on the west"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the resolution, as amended, was ordered engrossed and passed to its third reading.

**HOUSE CONCURRENT RESOLUTION NO. 151—**

BY REPRESENTATIVE MARTINY

**A CONCURRENT RESOLUTION**

To request that the Louisiana State Law Institute review and make recommendations for revisions to the Gaming Control Law contained in Title 27 of the Louisiana Revised Statutes of 1950 to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the resolution was ordered engrossed and passed to its third reading.

**Senate Concurrent Resolutions  
Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 17—**

BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To direct law enforcement agencies within the metropolitan New Orleans area that seized firearms lawfully in the possession of citizens during the hurricane to develop and implement a plan for the return of such firearms to the owners.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 33—**

BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To authorize the Department of Public Safety, office of State Police, gaming enforcement section rule LAC 42:2405(B)(9)(c), relative to licensing requirements for the placement and operation of video draw poker devices; to provide for the return of licenses surrendered as the result of the discontinuation of a business due to damage caused by Hurricane Katrina or Hurricane Rita.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original Senate Concurrent Resolution No. 33 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 23, delete the period "." and insert a comma "," and add "when the licensee is able to resume business operations and is in compliance with all applicable physical amenities and permit requirements."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the resolution, as amended, was ordered passed to its third reading.

**House Bills and Joint Resolutions on  
Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

**HOUSE BILL NO. 190—**

BY REPRESENTATIVE MARTINY

**AN ACT**

To amend and reenact R.S. 40:1796, relative to the preemption of state law over local governmental ordinances regarding the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms or ammunition; to provide for an exception in cases of emergency or disaster; to provide for applicability in high-risk areas; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 190 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "of" delete the remainder of the line and delete line 3 in its entirety and insert "state law over local governmental ordinances regarding the sale, purchase,"

AMENDMENT NO. 2

On page 1, line 6, after "applicability" delete the remainder of the line and insert "in high-risk areas; to provide for definitions;"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, delete "effect;"

AMENDMENT NO. 4

On page 1, delete lines 11 through 20 in their entirety

AMENDMENT NO. 5

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On page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"A. No governing authority of a political subdivision shall enact after July 15, 1985, any ordinance or regulation more restrictive than state law concerning in any way the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms, ammunition, or components of firearms or ammunition; ~~provided, however, that~~ this Section shall not apply to the levy and collection of sales and use taxes, license fees and taxes and permit fees, nor shall it affect the authority of political subdivisions to prohibit the possession of a weapon or firearm in certain commercial establishments and public buildings.

B. Nothing in this Section shall prohibit a local governing authority in a high-risk area from developing a plan with federally licensed firearms manufacturers, dealers, or importers to secure the inventory of firearms and ammunition of those licensees in order to prevent looting of the licensee's premises during a declared state of emergency or disaster. Such plan shall be renewed on a periodic basis. The information contained in the plan shall be deemed security procedures as defined in R.S. 44:3.1 and shall only be released to the sheriffs of the parishes or police chiefs of municipalities in which the declared state of emergency or disaster exists.

C. For the purposes of this Section:

(1) "Declared emergency or disaster" means an emergency or disaster declared by the governor or parish president pursuant to the provisions of the Louisiana Homeland Security and Emergency Assistance and Disaster Act.

(2) "High-risk area" means the parishes of Assumption, Calcasieu, Cameron, Iberia, Jefferson, LaFourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, and Vermillion."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 254—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 14:91.11(B) and to enact R.S. 14:91.11(A)(4), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 254 by Representative Crowe

#### AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:91.11(A)(2) and (3)(introductory paragraph) and (d) and (B)" to "R.S. 14:91.11(B)"

#### AMENDMENT NO. 2

On page 1, line 7, change "R.S. 14:91.11(A)(2) and (3)(introductory paragraph) and (d) and (B) are" to "R.S. 14:91.11(B) is"

#### AMENDMENT NO. 3

On page 1, delete lines 12 through 20 in their entirety

#### AMENDMENT NO. 4

On page 2, delete lines 1 through 21 in their entirety

#### AMENDMENT NO. 5

On page 3, between lines 20 and 21, insert the following:

"(5) In the sale of a video game pursuant to the provisions of this Section, a commercial establishment shall require the individual purchasing a video game to provide a draft card, driver's license, birth certificate, or other official or apparently official document purporting to establish that such a minor was either married or seventeen years of age or older in order to establish the purchaser's age."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 369—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 40:32(1) and 34(B)(1)(a)(viii), (h)(v), (i), and (j), relative to biological parents; to provide for definitions regarding surrogate pregnancies; to expand the definition of surrogate to include a person related by affinity; to provide for retroactivity; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 369 by Representative Damico

#### AMENDMENT NO. 1

On page 1, in the author designation, change "DAMICO" to "DURAND"

#### AMENDMENT NO. 2

On page 1, line 4, after "affinity;" and before "and to" insert "to provide for retroactivity;"

#### AMENDMENT NO. 3

On page 2, after line 27, insert the following:

"Section 2. This Act is declared to be remedial and curative and, therefore, is to be applied retroactively to October 24, 2005, as well as prospectively."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 421—**

BY REPRESENTATIVE BURRELL  
AN ACT

To amend and reenact R.S. 14:91.11(A)(2) and (3)(introductory paragraph) and (d) and (B) and to enact R.S. 14:91.11(A)(4), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:

**HOUSE BILL NO. 1381 (Substitute for House Bill No. 421 by Representative Burrell)—**

BY REPRESENTATIVE BURRELL  
AN ACT

To enact R.S. 14:91.14, relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; to create the crime of prohibited sales of computer or video games to minors; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the substitute was adopted and became House Bill No. 1381 by Rep. Martiny, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 421 by Rep. Burrell.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 517—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for a fee for the acceptance of service of process when appointed as agent for a nonresident licensee or a foreign or alien entity; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 517 by Representative K. Carter

**AMENDMENT NO. 1**

On page 1, line 4, after "nonresident" delete "licensee;" and insert "licensee or a foreign or alien entity;"

**AMENDMENT NO. 2**

On page 1, at the end of line 12, insert "the commissioner is"

**AMENDMENT NO. 3**

On page 1, line 13, after "licensee" insert "or a foreign or alien entity"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 520—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for public adjusters; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 520 by Representative K. Carter

**AMENDMENT NO. 1**

On page 1, at the end of line 13, change "\$100.00" to "\$75.00"

**AMENDMENT NO. 2**

On page 1, at the end of line 14, change "\$75.00" to "\$50.00"

**AMENDMENT NO. 3**

On page 1, at the end of line 16, change "\$100.00" to "\$75.00"

**AMENDMENT NO. 4**

On page 1, at the end of line 17, change "\$75.00" to "\$50.00"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 582—**

BY REPRESENTATIVE CROWE  
AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.4.1 and 1299.35.6(A)(5)(d) and (B)(1)(g), relative to the performance of abortions; to provide for authorization to administer anesthetic or analgesic for fetal pain; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

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### HOUSE BILL NO. 1382 (Substitute for House Bill No. 582 by Representative Crowe)— BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.6(A)(5)(d) and (B)(1)(g), relative to the performance of abortions; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

On motion of Rep. Durand, the substitute was adopted and became House Bill No. 1382 by Rep. Crowe, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 582 by Rep. Crowe.

Under the rules, lies over in the same order of business.

### HOUSE BILL NO. 626— BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G) and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority and provide for the powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 626 by Representative Baldone

##### AMENDMENT NO. 1

On page 5, line 2, after "authority" and before "shall" insert "in accordance with R.S. 28:382.2 and the framework created pursuant thereto."

##### AMENDMENT NO. 2

On page 5, line 11, after "disorders," delete the remainder of the line, and delete lines 12 through 14

##### AMENDMENT NO. 3

On page 5, delete lines 18 through 27 in their entirety

##### AMENDMENT NO. 4

On page 6, delete lines 1 through 6 in their entirety

##### AMENDMENT NO. 5

On page 11, between lines 4 and 5, insert the following:

"Section 4. The provisions of this Act shall become effective when adequate funds are appropriated by the legislature to implement

this Act. Until such appropriation is made, the governing board shall act as an advisory board to the department regarding the issues of developmental disabilities, mental health, and substance abuse with the Department of Health and Hospitals Region 3 of Louisiana. The board may also make recommendations regarding providing inpatient psychiatric services within the region."

##### AMENDMENT NO. 6

On page 11, line 5, change "Section 4." to "Section 5."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 702— BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:433(B)(1) and (C), relative to harvest of oysters; to provide for season opening and closing dates for harvest from the public seed grounds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 702 by Representative Odinet

##### AMENDMENT NO. 1

On page 1, line 16, after "However, " delete the remainder of the line and on line 17, delete "Force."

##### AMENDMENT NO. 2

On page 2, line 1, after "commission" delete the remainder of the line and on line 2, delete "consultation with the Oyster Task Force."

##### AMENDMENT NO. 3

On page 2, at the end of line 5, add "When designating those areas of the natural reefs that may be fished, the commission shall consider the recommendations of the Louisiana Oyster Task Force."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 802— BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 56:435.1(F) and 435.1.1(A), (C), and (D), to enact R.S. 56:435.1(H), and to repeal R.S. 56:435.2, relative to the oyster harvest in Calcasieu Lake and Sabine Lake; to provide for the use of mechanical dredges; to authorize the Wildlife and Fisheries Commission to set closing dates and harvest limits; to provide for limited transplanting of oysters and cultch in Vermilion Bay; and to provide for related matters.

Read by title.



Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 802 by Representative Frith

##### AMENDMENT NO. 1

On page 1, line 2, change "R.S. 56:435.1.1(A), (C), and (D)" to "R.S. 56:435.1(F) and 435.1.1(A), (C), and (D)"

##### AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "authorize" to "provide for"

##### AMENDMENT NO. 3

On page 1, delete line 5 and insert in lieu thereof "Commission to set"

##### AMENDMENT NO. 4

On page 1, line 6, after "limits;" insert "to provide for limited transplanting of oysters and cultch in Vermilion Bay;"

##### AMENDMENT NO. 5

On page 1, line 8, change "R.S. 56:435.1.1(A), (C), and (D)" to "R.S. 56:435.1(F) and 435.1.1(A), (C), and (D)"

##### AMENDMENT NO. 6

On page 1, between lines 12 and 13, insert the following:

"\* \* \*

F. With the proper licenses, no more than ~~ten one and one-half bushel~~ twenty-five sacks of oysters per boat per day may be harvested. However, the recreational taking of oysters shall be as provided in R.S. 56:424(C)."

##### AMENDMENT NO. 7

On page 1, line 15, delete "during calendar years 2007 through 2010."

##### AMENDMENT NO. 8

On page 1, line 16, delete "a dredge" and insert "a single dredge"

##### AMENDMENT NO. 9

On page 1, line 17, after "or a" insert "single"

##### AMENDMENT NO. 10

On page 1, line 19, delete "in consultation with the" and insert "after consideration of recommendations by the Louisiana"

##### AMENDMENT NO. 11

On page 2, line 5, change "a dredge" to "a single dredge"

##### AMENDMENT NO. 12

On page 2, line 6, after "of a" insert "single"

##### AMENDMENT NO. 13

On page 2, delete line 11 in its entirety and on line 12, delete "Oyster Task Force." and insert in lieu thereof the following:

"and, for calendar years 2007 through 2010, shall end on a date set after consideration of recommendations by the Louisiana Oyster Task Force. After calendar year 2010, the season shall end on April thirtieth."

##### AMENDMENT NO. 14

On page 2, line 15, after "commission" insert "not to exceed ~~fifteen~~ twenty-five sacks of oysters per day per licensed vessel"

##### AMENDMENT NO. 15

On page 2, line 16, delete "in consultation with the" and insert "after consideration of recommendations by the Louisiana"

##### AMENDMENT NO. 16

On page 2, after line 19, add the following:

"Section 3. Notwithstanding any rule or regulation to the contrary, in order to enhance fishing opportunities around oyster reefs by increasing the size and scope of the reefs, live oysters or oyster cultch may be transplanted in the area of Vermilion Bay located within Vermilion Parish west of longitude 92.4 West by a licensed commercial oyster fisherman between the opening date of the open season in September and December first in both 2006 and 2007. Such oysters shall only be taken from waters classified as "restricted" within Department of Health and Hospitals Harvest Area 26 or from waters classified as "open" to harvest outside Harvest Area 26. Oysters to be transplanted shall not be taken from any waters classified by the Department of Health and Hospitals as "prohibited" or "closed" to harvest inside Harvest Area 26 or outside Harvest Area 26 as "restricted", "prohibited", or "closed" to harvest. Such oysters shall only be replanted into an area classified as "restricted" inside Harvest Area 26.

All transplant activities shall be conducted during daylight hours and shall be permitted and directly supervised by the Department of Wildlife and Fisheries to ensure that no oyster product is diverted for any other purposes. A five thousand dollar cash performance bond consisting of a bank cashier's check made payable to the Department of Wildlife and Fisheries shall be submitted to the enforcement division with each completed permit application. In addition to the bond, a permittee, at his own expense shall secure the services of a surveillance officer approved by the enforcement division of the Department of Wildlife and Fisheries for the purpose of monitoring all transporting and bedding of shellfish for transplanting purposes. In order to satisfy the monitoring requirements, all transplanting and bedding of shellfish for transplanting purposes shall take place in the direct line of sight of the state-approved surveillance officer.

There shall be no commercial or recreational harvest of oysters from the area where the live oysters or oyster cultch are replanted under the provisions of this Act."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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### HOUSE BILL NO. 817—

BY REPRESENTATIVE HOPKINS

#### AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; to limit the value of the promotion; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 817 by Representative Hopkins

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:326" insert a comma "," and delete "and to repeal R.S. 27:307(E)."

#### AMENDMENT NO. 2

On page 1, line 3, after "Law;" delete the remainder of the line and delete lines 4 through 6 in their entirety and insert "to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; to limit the value of the promotion; and to provide for related matters."

#### AMENDMENT NO. 3

On page 1, line 9, after "§326." delete the remainder of the line

#### AMENDMENT NO. 4

On page 1, line 10, delete "qualified truck stop facilities;" and change "promoting" to "Promoting"

#### AMENDMENT NO. 5

On page 1, delete lines 12 through 14 in their entirety

#### AMENDMENT NO. 6

On page 1, line 15, change "B." to "A."

#### AMENDMENT NO. 7

On page 1, line 16, after "Chapter" and before "may" insert "and the device owner who owns the video draw poker devices"

#### AMENDMENT NO. 8

On page 1, delete lines 17 through 19 in their entirety and insert in lieu thereof the following:

"the play of video draw poker devices in any manner. However, the value of the promotion shall not exceed the maximum payout set by the internal mechanism of the video draw poker device and shall not be based solely upon the value of a single winning hand played on a video draw poker device.

B. Notwithstanding the provisions of this Section or any other provision of law to the contrary, no prize for any promotion may

provide food to any patron free of charge or below cost to the licensee or the device owner."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 838—

BY REPRESENTATIVES ST. GERMAIN, PIERRE, LAMBERT, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON

#### AN ACT

To amend and reenact R.S. 56:328(B), (C), and (D) and to enact R.S. 56:328(E), relative to invasive, noxious aquatic plants; to require the Department of Wildlife and Fisheries to maintain and promulgate a list of prohibited noxious aquatic plants; to require the department to take necessary steps to control and eradicate such plants; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 839—

BY REPRESENTATIVES ST. GERMAIN, LAMBERT, AND JACK SMITH AND SENATOR N. GAUTREAUX

#### AN ACT

To amend and reenact R.S. 56:306(A)(2)(a), 306.2(A)(3), 306.6(A), and 332(K) and to repeal Subpart I of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:309 through 309.4, relative to soft shell crab shedders license; to eliminate the soft shell crab shedders license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 875—

BY REPRESENTATIVE TOWNSEND

#### AN ACT

To enact R.S. 40:4(A)(14), relative to retail food establishments; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

### HOUSE BILL NO. 1383 (Substitute for House Bill No. 875 by Representative Townsend)—

BY REPRESENTATIVE TOWNSEND

#### AN ACT

To enact R.S. 40:4(A)(1)(c), relative to retail food establishments; to provide for rules and regulations; and to provide for related matters.

Read by title.

On motion of Rep. Durand, the substitute was adopted and became House Bill No. 1383 by Rep. Townsend, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 875 by Rep. Townsend.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 914—**  
BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 22:658(A)(1), relative to payment and adjustment of claims; to provide for the payment of claims; to provide for the notification of insurance producers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 914 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, change "agents" to "producers"

AMENDMENT NO. 2

On page 1, line 14, after "insurance" change "agent" to "producer"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 916—**  
BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 17:1990(B)(4)(b)(i) and to enact R.S. 17:1990(B)(4)(b)(iv) and R.S. 41:901, relative to the disposition of certain unused school property; to provide relative to the Recovery School District; to authorize the school district and certain city, parish, or other local public school boards to sell, exchange, or lease land or buildings over which it has the rights and responsibility of ownership to certain entities; to provide with regard to the nature of such property transfer; to provide with regard to the applicability of certain laws; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 916 by Representative Ansardi

AMENDMENT NO. 1

On page 1, at the end of line 2, delete the comma "," and insert "and R.S. 41:901, relative to the disposition of certain unused school property; to provide"

AMENDMENT NO. 2

On page 1, line 3, after "district" and before "to sell," insert "and certain city, parish, or other local public school boards"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, delete "elementary or"

AMENDMENT NO. 4

On page 2, at the end of line 17, after "school" delete the comma " ," and delete the remainder of the line and on line 18, delete "circumstances created by the hurricane." and insert the following:

"because its prior school building was rendered uninhabitable by the hurricane and cannot be restored to a habitable condition prior to the beginning of the next semester following the hurricane. Property sold, leased, or exchanged under the authority of this Item shall be sold at a price or leased or exchanged based on a value that is determined by averaging the market value appraisals of three appraisers, one selected by the administering agency of the Recovery School District, one selected by the governing authority of the independent secondary school, and a third appraiser selected by the two appraisers selected by the school district and the independent secondary school. The costs of determining the value shall be borne by the independent secondary school."

AMENDMENT NO. 5

On page 2, line 22, after "transferred." and before "The" insert the following:

"However, any property sold or exchanged by the school district as authorized in this Item shall, if ever offered for sale or exchange by the governing authority of the independent school, first be offered to the city, parish, or other local public school board to which the property belonged prior to its being under the control of the Recovery School District."

AMENDMENT NO. 6

On page 2, at the end of line 24, add the following:

"Any proceeds resulting from a lease or sale as provided in this Item shall be directed to the city, parish, or other local public school board to which the property belonged, regardless of it being under the control of the Recovery School District."

AMENDMENT NO. 7

On page 2, between lines 25 and 26, insert the following:

"Section 2. R.S. 41:901 is hereby enacted to read as follows:

§901. Exchange, lease, sale of unused school land; emergency circumstances

Notwithstanding the requirements of this Subpart regarding procedures for the transfer of unused school land, whenever any city, parish, or other local public school board which has, as the result of the occurrence of a hurricane which resulted in a declaration of a disaster by both the governor and the president of the United States, a student membership of ten to thirty percent less in May following the hurricane than it had during the October first membership count in the year before the year of the hurricane or the Recovery School District, as provided for in R.S. 17: 1990, has determined that school property exists that will not be used for providing educational services, the governing authority of such school board or such school district may exchange, lease, or sell such property directly, and without meeting the requirements of this Subpart or any other provision of law, to the governing authority of any independent secondary school which has operated a school approved by the State Board of Elementary and Secondary Education, pursuant to R.S.

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17:11, for not less than twenty-five years prior to August 29, 2005, in an area subject to an emergency declaration of the governor as a result of devastation resulting from a hurricane and which is in need of property or facilities in which to locate a school because its prior school building was rendered uninhabitable by the hurricane and cannot be restored to a habitable condition prior to the beginning of the next semester following the hurricane. Property sold, leased, or exchanged under the authority of this Item shall be sold at a price or leased or exchanged based on a value that is determined by averaging the market value appraisals of three appraisers, one selected by the governing authority of the school system seeking to sell, lease, or exchange the property, one selected by the governing authority of the independent secondary school, and a third selected by the two appraisers selected by the school district and the independent secondary school. The costs of determining the value shall be borne by the independent secondary school. Property sold or exchanged under the authority of this Section shall remain the property of the governing authority to which it was sold or exchanged by the school district regardless of the return of any school under the jurisdiction of the school district to the city, parish, or other local public school system from which it was originally transferred. The authority granted in this Section may be exercised without compliance with any bidding requirements otherwise required by law. Any proceeds resulting from a lease or sale as authorized in this Section shall be directed to the city, parish, or other local public school board to which the property belonged, regardless of it being under the control of the Recovery School District."

### AMENDMENT NO. 8

On page 2, at the beginning of line 26, change "Section 2." to "Section 3."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 928—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.88, and to repeal R.S. 22:1476, relative to the regulation and licensure of public adjusters by the commissioner of insurance; to provide for definitions; to provide for the requirements for a license; to provide for the application for license; to provide for resident and nonresident licenses; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, suspension, or revocation of a license; to provide for evidence of financial responsibility; to provide for continuing education; to provide for limitations on contracts between public adjusters and insureds; to provide for retention of records; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance, including the authority to adopt reasonable regulations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

### **HOUSE BILL NO. 1384 (Substitute for House Bill No. 928 by Representative Karen R. Carter)—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71

through 1210.88, and to repeal R.S. 22:1476, relative to insurance adjusters; to provide for the qualification and license requirements of public adjusters; to provide for definitions; to provide for the requirement of a license; to provide for the application for license; to provide for resident and nonresident licenses; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, non-renewal, or revocation of a license; to provide for evidence of financial responsibility; to provide for continuing education; to provide for limitations on contracts between public adjusters and insureds; to provide for retention of records; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 1384 by Rep. Karen Carter, on behalf of the Committee on Insurance, as a substitute for House Bill No. 928 by Rep. Karen Carter.

Under the rules, lies over in the same order of business.

### **HOUSE BILL NO. 1082—**

BY REPRESENTATIVE WALSWORTH  
AN ACT

To enact R.S. 17:81.9, relative to local public school boards; to require each city, parish, and other local public school board to develop and adopt certain policies with regard to hiring school employees, including certain contractors and other persons; to require applicants for employment to sign certain statements; to provide relative to the disclosure of certain information about such applicants; to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense; to provide for the use of such information by local public school boards; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 1082 by Representative Walsworth

#### AMENDMENT NO. 1

On page 1, line 4, after "employees" and before "to require" delete the semicolon ";" and insert a comma "," and "including certain contractors and other persons;"

#### AMENDMENT NO. 2

On page 1, line 6, after "applicants;" and before "to provide" insert "to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense;"

#### AMENDMENT NO. 3

On page 1, line 12, after "employee" and before "each" delete the comma "," and insert "including any contractor or other person hired to provide maintenance or other similar services on public school grounds."

#### AMENDMENT NO. 4

On page 2, line 7, after "of" delete the remainder of the line and insert "Subsection A of this Section, if such"

AMENDMENT NO. 5

On page 2, line 12, after "of" delete the remainder of the line and insert "Subsection A of this Section."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1141—**

BY REPRESENTATIVES HEBERT AND SCALISE  
AN ACT

To amend and reenact R.S. 22:1430.12(A)(1), relative to insurance rates for certain policies; to exempt certain coverages from certain requirements for rates for policies offered by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 1141 by Representative Hebert

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "specifically, to reduce the rates for" and insert "to exempt certain coverages from certain requirements for rates for policies offered by the"

AMENDMENT NO. 2

On page 1, line 13, after "justified," delete "and" and insert "and, except for coverages authorized under R.S. 22:1430.1(6)(b)."

AMENDMENT NO. 3

On page 1, line 19, after "preceding" delete the remainder of the line and delete line 20 in its entirety and insert "year."

AMENDMENT NO. 4

On page 2, delete lines 1 and 2 in their entirety and insert "Such rates"

AMENDMENT NO. 5

On page 2, delete line 5 in its entirety and insert "for coverages authorized under R.S. 22:1430.1(6)(b), the rates charged"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1161—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 56:322.2(I), relative to taking of shad; to authorize the use of unattended nets overnight during the open season in Lake Palourde and Lake Verret; to provide for certain restrictions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1199—**

BY REPRESENTATIVE CROWE  
AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph) and (D) and to enact R.S. 15:542(B)(7), relative to registration of sex offenders; to provide for registration of sex offenders ten days prior to release from confinement from a state correctional facility; to provide for the offender's photograph to be placed on the office of state police's website; to provide for the initial payment of the registration fee upon release from confinement; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1199 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 4, after "confinement" and before the semicolon ";," insert "from a state correctional facility"

AMENDMENT NO. 2

On page 1, at the beginning of line 16, delete "through" and insert "by"

AMENDMENT NO. 3

On page 1, line 16, after "Corrections" insert "from a state correctional facility"

AMENDMENT NO. 4

On page 2, line 7, after "released" delete the remainder of the line and insert "by the"

AMENDMENT NO. 5

On page 2, line 8, after "Corrections" and before "provide" insert "from a state correctional facility"

AMENDMENT NO. 6

On page 2, line 15, after "indigency" and before "an" insert "or indigency as determined by criteria established by the Department of Public Safety and Corrections"

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## AMENDMENT NO. 7

On page 2, line 17, after "incarceration" and before "and" insert "from a state correctional facility"

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1231—**

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide that members of the Louisiana National Guard not currently on active duty shall be eligible for a resident Louisiana National Guard license; to provide that the same residency requirements as well as any additional qualifications and limitations apply to the resident Louisiana National Guard license as for the resident active military license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1249—**

BY REPRESENTATIVE ODINET AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:423(A) and (B)(1), 424(H), 425(A) and (C), 427.1, 428(A) and (B), 429, and 432.1, to enact R.S. 56:424(I), 425(E), and 432.2, and to repeal R.S. 56:428.1, 428.2, 428.3, and 430.1, relative to oyster leases; to authorize the acquisition by the state of oyster leases directly impacted by coastal protection, conservation, or restoration projects; to establish a hierarchy of rights; to establish limitations on actions against the state, its political subdivision, or the United States; to provide for lease terms; to establish a lease acquisition and compensation program in the Department of Natural Resources; to provide for annual reports; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 1249 by Representative Odinet

## AMENDMENT NO. 1

On page 1, line 20, delete "The right conveyed by an oyster lease" and insert in lieu thereof "This exclusive use of water bottoms"

## AMENDMENT NO. 2

On page 3, lines 6 and 8, change "surveyor or sampler" to "person conducting the survey or taking the sample"

## AMENDMENT NO. 3

On page 3, line 10, after "Resources" delete the period "." and add "after consideration of recommendations by the Louisiana Oyster Task Force."

## AMENDMENT NO. 4

On page 3, delete line 11 and insert in lieu thereof the following:

"I. The state of Louisiana, political subdivisions of the state, the United States, and any agency, agent, contractor, or employee of any of these entities, shall not be subject to any"

## AMENDMENT NO. 5

On page 3, line 12, after "relation to" insert "or resulting from"

## AMENDMENT NO. 6

On page 4, at the end of line 8, change the period "." to a comma "," and add the following:

"unless the secretary determines that leasing would otherwise be appropriate under the provisions of this Part and the secretary of the Department of Natural Resources affirms that the water bottom is not necessary for coastal protection, conservation, or restoration."

## AMENDMENT NO. 7

On page 4, at the beginning of line 9, delete "A" and insert "Unless this determination has been made prior to issuance of the lease, a"

## AMENDMENT NO. 8

On page 4, line 15, after "State" delete "and" and insert comma "," and after "state" insert a comma "," and "and the United States"

## AMENDMENT NO. 9

On page 4, line 23, change "depositing" to "direct placement"

## AMENDMENT NO. 10

On page 5, at the end of line 4, delete "for the" and on line 5, delete "purposes of this Section" and insert "from all claims provided for in Subsection A of this Section"

## AMENDMENT NO. 11

On page 5, lines 8 and 16, change "depositing" to "direct placement"

## AMENDMENT NO. 12

On page 7, lines 9 and 16, change "depositing" to "direct placement"

## AMENDMENT NO. 13

On page 7, line 17, after "construction" insert "or maintenance"

## AMENDMENT NO. 14

On page 8, line 7, change "initial issuance" to "the re-issuance"

## AMENDMENT NO. 15

On page 8, line 20, change "any" to "the" and "in" to "on"

## AMENDMENT NO. 16

On page 9, line 2, after "department" insert "after consideration of recommendations by the Louisiana Oyster Task Force"

## AMENDMENT NO. 17

On page 9, line 25, after "compensation," insert "except for and less any amount due on recorded liens and encumbrances to be paid out of said proceeds."

#### AMENDMENT NO. 18

On page 9, line 29, change "Subsection" to "Subparagraph"

#### AMENDMENT NO. 19

On page 10, line 1, after "compensation" insert "except for and less any amount due on recorded liens and encumbrances to be paid out of said proceeds."

#### AMENDMENT NO. 20

On page 10, at the end of line 7, add the following:

"Any amount due on a recorded lien or encumbrance shall be paid directly to the holder thereof, with a copy of all documentation of such payment issued to the leaseholder. If the Department of Natural Resources is unable to contact the holder of the lien or encumbrance, that department shall transfer funds in the amount of the lien or encumbrance to a trust account, from which it may be withdrawn for the benefit of the lien or encumbrance holder."

#### AMENDMENT NO. 21

On page 10, between lines 12 and 13, insert the following:

"(4) To the extent that the Department of Natural Resources acquires any lease or portion thereof under this Section in relation to any project or action for coastal protection, conservation, or restoration performed by any department, agency, board, commission, or political subdivision of the state other than the Department of Natural Resources, such department, agency, board, commission, or political subdivision shall compensate the Department of Natural Resources for all costs incurred by the department which are associated with the acquisition. However, the secretary of the Department of Natural Resources may waive this requirement."

#### AMENDMENT NO. 22

On page 10, line 22, change "administrative review within" to "an administrative hearing through"

#### AMENDMENT NO. 23

On page 10, line 23, change "for" to "as to"

#### AMENDMENT NO. 24

On page 10, line 24, change "depositing" to "direct placement" and after "activities" insert "necessary"

#### AMENDMENT NO. 25

On page 10, line 26, after "proper" delete the comma "," and the remainder of the line and on line 27, delete "the procedure provided in this Section."

#### AMENDMENT NO. 26

On page 11, line 1, change "depositing" to "direct placement" and after "activities" insert "necessary"

#### AMENDMENT NO. 27

On page 11, line 2, after "construction" insert "or maintenance"

#### AMENDMENT NO. 28

On page 11, delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

"occurred, may also seek an administrative hearing through the Department of Natural Resources to determine if acquisition of such acreage would be proper. Adjudication under this Section shall be conducted in accordance with the following:"

#### AMENDMENT NO. 29

On page 11, line 6, delete "Administrative review" and insert "Adjudication under this Section"

#### AMENDMENT NO. 30

On page 11, line 9, change "administrative review" to "adjudication"

#### AMENDMENT NO. 31

On page 11, line 14, change "Administrative review" to "Adjudication"

#### AMENDMENT NO. 32

On page 11, line 15, change "depositing" to "direct placement"

#### AMENDMENT NO. 33

On page 11, line 16, after "activities" insert "necessary" and after "construction" insert "or maintenance"

#### AMENDMENT NO. 34

On page 11, delete lines 20 and 21 in their entirety and on line 22, delete "Resources" and insert in lieu thereof the following:

"(2) Adjudication under this Section shall be conducted in accordance with Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, and pursuant to the rules and regulations promulgated by the Department of Natural Resources after consideration of recommendations by the Louisiana Oyster Task Force. The administrative law judge"

#### AMENDMENT NO. 35

On page 11, delete line 25 in its entirety and insert in lieu thereof "(3) The final decision of the administrative law judge shall be issued"

#### AMENDMENT NO. 36

On page 12, line 1, change "administrative review" to "adjudication"

#### AMENDMENT NO. 37

On page 12, line 3, change "review" to "an adjudication"

#### AMENDMENT NO. 38

On page 12, delete lines 14 through 16 in their entirety and insert in lieu thereof the following:

"decision of the administrative law judge based solely on the administrative record and, except as otherwise provided in this Section, in accordance with the provisions of Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950."

#### AMENDMENT NO. 39

On page 12, line 19, delete "the Department of Natural Resources on administrative review." and insert "the administrative law judge."

#### AMENDMENT NO. 40

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On page 12, line 21, change "administrative review" to "adjudication"

### AMENDMENT NO. 41

On page 12, line 26, change "invalidated" to "found invalid"

### AMENDMENT NO. 42

On page 12, after line 28, add the following:

"G. E. No funds from, or dedicated to, the Louisiana Wildlife Conservation Fund established by Article VII, Section 10-A of the Constitution of Louisiana shall be obligated or expended in furtherance of or for any purpose of this Section, ~~including but not limited to payments for administration of the oyster lease relocation program, assessments, relocations, purchases, damages, judgments, or claims arising under or as a result of this Section.~~ However, funds paid to the Department of Wildlife and Fisheries expressly for the purposes of this Section may be expended accordingly."

### AMENDMENT NO. 43

On page 13, line 24, delete "upon request by the" and insert "in coordination with the Louisiana"

### AMENDMENT NO. 44

On page 13, line 26, delete "all" and insert "current or planned"

### AMENDMENT NO. 45

On page 13, line 27, after "restoration" delete the period "." and the remainder of the line and delete lines 28 and 29 in their entirety and insert in lieu thereof "to the extent practicable."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1255—**

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:3386.1(3), (10), and (14), 3387.1(A) and (E)(2), 3387.2(A) and (E)(1), 3388.2(A), (B), and (D), and 3389, to enact R.S. 36:259(E)(24) and R.S. 37:3387.10 through 3387.14, and to repeal R.S. 37:3386.1(13) and R.S. 37:3387.7 through 3387.9, relative to the Addictive Disorders Practice Act; to provide transitional authority for the Addictive Disorder Regulatory Authority; to provide for definitions; to provide for licensed prevention professionals, certified prevention professionals, registered prevention professionals, prevention services assistants, and certified prevention supervisors; to provide for the Addictive Disorder Regulatory Authority; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1255 by Representative Durand

### AMENDMENT NO. 1

On page 5, delete lines 8 and 9 in their entirety

### AMENDMENT NO. 2

On page 5, line 10, change "(5)" to "(4)"

### AMENDMENT NO. 3

On page 5, delete lines 13 and 14 in their entirety and insert in lieu thereof:

"provide the department with a certified criminal history."

### AMENDMENT NO. 4

On page 5, line 15, change "(6)" to "(5)"

### AMENDMENT NO. 5

On page 5, line 23, change "(7)" to "(6)"

### AMENDMENT NO. 6

On page 5, line 26, change "(8)" to "(7)"

### AMENDMENT NO. 7

On page 6, line 1, change "(9)" to "(8)"

### AMENDMENT NO. 8

On page 7, delete lines 22 and 23 in their entirety

### AMENDMENT NO. 9

On page 7, line 24, change "(5)" to "(4)"

### AMENDMENT NO. 10

On page 7, delete lines 27 and 28 in their entirety and insert in lieu thereof:

"provide the department with a certified criminal history."

### AMENDMENT NO. 11

On page 7, line 29, change "(6)" to "(5)"

### AMENDMENT NO. 12

On page 8, line 8, change "(7)" to "(6)"

### AMENDMENT NO. 13

On page 8, line 11, change "(8)" to "(7)"

### AMENDMENT NO. 14

On page 8, line 14, change "(9)" to "(8)"

### AMENDMENT NO. 15

On page 9, delete lines 22 and 23 in their entirety

### AMENDMENT NO. 16

On page 9, line 24, change "(5)" to "(4)"

### AMENDMENT NO. 17

On page 9, delete lines 27 and 28 in their entirety and insert in lieu thereof:



"provide the department with a certified criminal history."

AMENDMENT NO. 18

On page 9, line 29, change "(6)" to "(5)"

AMENDMENT NO. 19

On page 10, line 8, change "(7)" to "(6)"

AMENDMENT NO. 20

On page 10, line 11, change "(8)" to "(7)"

AMENDMENT NO. 21

On page 10, line 14, change "(9)" to "(8)"

AMENDMENT NO. 22

On page 10, delete line 26 in its entirety and insert in lieu thereof "be supervised in a manner"

AMENDMENT NO. 23

On page 13, line 3, after "felony," and before "Each" insert the following:

"However, the department may, in its discretion, waive this requirement upon review of the individual's circumstances."

AMENDMENT NO. 24

On page 13, line 17, change "twenty" to "~~twenty~~ eight"

AMENDMENT NO. 25

On page 13, at the end of line 18 after "hours" and before the period "." insert the following:

"for each certificate being renewed. Such hours shall be directly related to the area of certification"

AMENDMENT NO. 26

On page 16, between lines 25 and 26 insert the following:

"(4) One voting member who possesses significant experience and knowledge in the area of opiate replacement therapy from a list of three names submitted by the Louisiana Association of Substance Abuse Counselors and Trainers, Inc."

AMENDMENT NO. 27

On page 16, delete line 26 in its entirety and insert in lieu thereof:

"(5) Four voting members from a list of twelve names divided into four groups"

AMENDMENT NO. 28

On page 17, delete lines 1 and 2 in their entirety

AMENDMENT NO. 29

On page 17, line 3, change "D." to "C."

AMENDMENT NO. 30

On page 17, line 9, change "E." to "D."

AMENDMENT NO. 31

On page 17, line 15, change "F." to "E."

AMENDMENT NO. 32

On page 17, line 19, after "assistant," and before "Employees" insert the following:

"The Department of Health and Hospitals, office of addictive disorders, shall be responsible for providing staff for the ADRA until June 30, 2009. From July 1, 2009, and thereafter the board of the ADRA shall resume full responsibility for providing staff for the ADRA."

AMENDMENT NO. 33

On page 17, line 22, change "G." to "F."

AMENDMENT NO. 34

On page 17, line 24, change "H." to "G."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1287—**

BY REPRESENTATIVES GRAY, ALEXANDER, CHANDLER, T. POWELL, AND WALKER

**AN ACT**

To enact R.S. 17:1687, relative to tuition and fee exemptions at public postsecondary education institutions; to exempt certain persons previously in the state's foster care program from the payment of tuition and mandatory fee amounts at such institutions; to provide eligibility criteria; to provide for the duration of such exemptions; to provide for verification of foster care status; to provide for effectiveness; to provide relative to implementation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 1287 by Representative Gray

AMENDMENT NO. 1

On page 1, line 3, after "institutions;" delete the remainder of the line and at the beginning of line 4 delete "previously in the state's foster care program;" and insert in lieu thereof the following:

"to exempt certain persons previously in the state's foster care program from the payment of tuition and mandatory fee amounts at such institutions;"

AMENDMENT NO. 2

On page 1, line 6, after "effectiveness;" and before "and" insert "to provide relative to implementation;"

AMENDMENT NO. 3

On page 1, at the end of line 14, change "fees" to "mandatory fee amounts"

AMENDMENT NO. 4

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On page 2, between lines 14 and 15, insert the following:

"D. Implementation of the provisions of this Section shall be subject to the appropriation of funds for this purpose."

On motion of Rep. Crane, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

### **HOUSE BILL NO. 1289—**

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 22:629(A)(4), relative to insurance contracts; to prohibit the inclusion of certain time limitations on actions on claims for damages arising from a gubernatorially declared disaster, namely Hurricanes Katrina and Rita; to authorize declaratory judgment to determine constitutionality of Act; to provide for an emergency effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 1289 by Representative Morrell

#### AMENDMENT NO. 1

On page 1, line 15, after "Subsection" delete the comma and insert "and notwithstanding any other provision of Title 22,"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1376 (Substitute for House Bill No. 407 by Representative Richmond)—**

BY REPRESENTATIVE RICHMOND

AN ACT

To enact the "Louisiana Tax Delinquency Amnesty Act"; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1377 (Substitute for House Bill No. 502 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

AN ACT

To enact Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:781 through 822, and to repeal Chapter 4-A of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:751 through 766, and Chapter 4-B of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:771 through 780, relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for definitions; to provide for jurisdiction and authority; to

provide for appointment and the powers and duties of the commission; to provide for licensing requirements for dealers; to provide for injunctions; to provide for penalties; to provide for application and bond requirements for a used motor vehicle dealer license; to provide for suspension or revocation of license; to provide for rent with option-to-purchase program; to provide for water-damaged vehicles; to provide for prohibition of black market sales; to provide for licensing requirements for dismantlers, parts recyclers, used parts dealers, and motor vehicle crushers; to provide for suspension of licenses; to provide for requirement to keep records; to provide for transfers of title; to provide for salvage pools; to provide for salvage dealers; to provide for requirements for recreational product dealers and manufacturers; to provide for unlawful acts and suspension of license; to provide for indemnity requirements; to provide for areas of responsibility; to provide for repurchase requirements; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1378 (Substitute for House Bill No. 559 by Representative Hebert)—**

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

Read by title.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1379 (Substitute for House Bill No. 860 by Representative Alexander)—**

BY REPRESENTATIVE ALEXANDER

AN ACT

To amend and reenact Civil Code Articles 102 and 103(1) and Code of Civil Procedure Articles 3952, 3953(introductory paragraph) and (1) and (2) and 3956(introductory paragraph) and (5) and R.S.13:3491(A)(introductory paragraph) and (5)(a) and (B) and 3492(A)(introductory paragraph) and (6)(b) and (B) and to enact Civil Code Article 103.1, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; to provide for nullity of judgments; and to provide for related matters.

Read by title.

On motion of Rep. Ansardi, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1380 (Substitute for House Bill No. 1181 by Representative LaBruzzo)—**

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 8:655(C) and R.S. 37:876(F), relative to funeral homes; to provide for a child's right to view the body of a deceased parent; to provide for exceptions; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

#### SENATE BILL NO. 173— BY SENATOR FONTENOT

##### AN ACT

To amend and reenact R.S. 30:2179, relative to environmental quality; to require the secretary of the Department of Environmental Quality to evaluate hazardous waste capacity in order to safely and efficiently manage such waste; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 173 by Senator Fontenot

#### AMENDMENT NO. 1

On page 3, line 7, after "state" delete the remainder of the line and delete line 8 in its entirety and on line 9 delete "hazardous waste associated with a disaster response"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Damico, the amendments were adopted.

On motion of Rep. Damico, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 250— BY SENATOR FONTENOT

##### AN ACT

To amend and reenact R.S. 30:2022(B)(1) and (2), relative to the Department of Environmental Quality; to provide for the processing and review of permit applications for new facilities and applications for substantial permit modifications; to provide that certain administrative completeness review on permit application is to be made within sixty days after the application is submitted; to provide that a final decision on a permit is to be made within three hundred days after the application is submitted; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Damico, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

#### HOUSE BILL NO. 1311—

BY REPRESENTATIVE TOWNSEND

##### AN ACT

To amend and reenact R.S. 26:2(12) and 241(12) and to enact R.S. 26:71(A)(6), 71.2, 271(A)(6), and 271.3, relative to permits to engage in the business of dealing in beverages of high or low alcoholic content; to provide for a Retail Class C-Package Store permit; to provide for a fee for the permit; to define "Class C-Package Store"; to define Package House-Class B; and to provide for related matters.

Read by title.

On motion of Rep. Townsend, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

### Suspension of the Rules

On motion of Rep. Greene, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

### House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

### Regular Calendar

#### HOUSE BILL NO. 240—

BY REPRESENTATIVE GREENE AND SENATOR BROOME

##### AN ACT

To enact R.S. 32:300.3, relative to the safe operation of motor vehicles; to provide relative to traffic rules for funeral processions; to provide for the definition of a "funeral procession"; to require the uniform identification of motor vehicles participating in funeral processions; to provide penalties for certain violations; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Greene, the bill was returned to the calendar.

### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call House Bill No. 240 from the calendar for future action.

#### HOUSE BILL NO. 345—

BY REPRESENTATIVE CAZAYOUX

##### A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain endowed funds of institutions of higher education; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

### Motion

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On motion of Rep. LaFleur, the bill was returned to the calendar.

### HOUSE BILL NO. 406—

BY REPRESENTATIVE DANIEL

#### A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Daniel, and under a suspension of the rules, consideration of the above bill was deferred at this time.

### HOUSE BILL NO. 461—

BY REPRESENTATIVE HEBERT

#### A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to change the date that regular sessions of the legislature convene; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Hebert, and under a suspension of the rules, consideration of the above bill was deferred at this time.

### HOUSE BILL NO. 570—

BY REPRESENTATIVES SCALISE, ALEXANDER, GALLOT, E. GUILLORY, HUNTER, AND WALKER

#### AN ACT

To enact Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2151 through 2163, relative to qui tam actions; to create the Hurricane Relief Funds Integrity Act; to prohibit false or fraudulent claims or false or misleading statements in relation to obtaining funds, property, use of property, or other compensation from hurricane relief programs; to provide for civil actions by the attorney general or by other persons to recover hurricane relief program funds; to provide for damages, fines, penalties, and interest; to create the Hurricane Relief Programs Fraud Detection Fund; to provide for an awards program for information on violations; to provide for protection for certain persons against reprisals by certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Scalise, and under a suspension of the rules, consideration of the above bill was deferred at this time.

### HOUSE BILL NO. 643—

BY REPRESENTATIVE BALDONE

#### AN ACT

To amend and reenact R.S. 47:1851(M) and to repeal R.S. 47:1851(G) and (K), relative to ad valorem taxation; to remove gas and pipeline companies from the definition of public service property for purposes of assessment by the Louisiana Tax Commission; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Baldone, the bill was returned to the calendar.

### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baldone gave notice of his intention to call House Bill No. 643 from the calendar for future action.

### HOUSE BILL NO. 670—

BY REPRESENTATIVE ARNOLD

#### AN ACT

To amend and reenact R.S. 47:1931, relative to ad valorem taxation; to provide for the membership of the board of review in Orleans Parish; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Arnold, the bill was returned to the calendar.

### HOUSE BILL NO. 676—

BY REPRESENTATIVE BALDONE

#### AN ACT

To amend and reenact R.S. 47:1998(A)(1)(a) and to enact R.S. 47:1998(G), relative to ad valorem taxation; to provide procedures for judicial review of the final determination by the Louisiana Tax Commission of assessed valuation and taxes due; to authorize assessors employment of private counsel; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Chandler	Hunter	Smith, J.H.—8th
Crane	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kennard	Toomy
Dartez	Kenney	Townsend
DeWitt	Kleckley	Trahan
Doerge	LaBruzzo	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Winston

Farrar	Montgomery	Wooton
Total - 93		
	NAYS	
Total - 0		
	ABSENT	
Carter, K.	Crowe	McVea
Carter, R.	Hutter	Morrell
Cazayoux	Jackson	Richmond
Cravins	LaFleur	Smith, J.R.—30th
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 699—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1356 through 1368, relative to cable services; to create the "Competitive Cable and Video Services Act"; to provide guidelines for cable and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regards to cable or video services; to provide for public, educational, and governmental access channels; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Montgomery, the bill was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Montgomery gave notice of his intention to call House Bill No. 699 from the calendar for future action.

**HOUSE BILL NO. 707—**  
BY REPRESENTATIVES FARRAR, RICHMOND, AND STRAIN  
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Burns, the bill was returned to the calendar.

**HOUSE BILL NO. 769—**  
BY REPRESENTATIVE CAZAYOUX  
AN ACT

To enact R.S. 9:2780.1, relative to indemnity agreements; to provide relative to mineral leases, servitudes, or royalty interests; to provide that certain indemnity agreements applicable to actions for restoring damaged property are null and void under certain circumstances; to provide for related matters.

Read by title.

**Motion**

On motion of Rep. LaFleur, the bill was returned to the calendar.

**Suspension of the Rules**

On motion of Rep. Daniel, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

**HOUSE BILL NO. 406—**  
BY REPRESENTATIVE DANIEL  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Montgomery
Alario	Gallot	Morrish
Alexander	Geymann	Odinot
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Hammett	Quezaire
Baylor	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Chandler	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.—50th
Cravins	Jackson	St. Germain
Curtis	Jefferson	Strain
Damico	Johns	Thompson
Daniel	Katz	Toomy
Dartez	Kennard	Townsend
DeWitt	Kenney	Trahan
Doerge	Kleckley	Triche
Dorsey	LaBruzzo	Tucker
Dove	LaFleur	Waddell
Downs	LaFonta	Walker
Durand	Lambert	Walsworth
Erdey	Lancaster	White
Fannin	Marchand	Winston
Farrar	Martiny	
Faucheux	McDonald	

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Total - 94

### NAYS

Bowler  
Total - 1

### ABSENT

Beard	McVea	Smith, J.R.—30th
Carter, R.	Morrell	Wooton
Cazayoux	Richmond	
Crowe	Smith, J.H.—8th	
Total - 10		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 830—

BY REPRESENTATIVE CAZAYOUX  
AN ACT

To amend and reenact R.S. 49:327(C)(3), relative to the investment of endowed funds; to provide for the investment of a percentage of the publicly funded permanently endowed funds in stock; and to provide for related matters.

Read by title.

Rep. LaFleur moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Gallot	Morrish
Alario	Geymann	Odinot
Alexander	Glover	Pierre
Ansardi	Gray	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Powell, T.
Barrow	Hammett	Quezaire
Baudoin	Harris	Ritchie
Baylor	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Curtis	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
DeWitt	Kleckley	Trahan
Doerge	LaBruzzo	Triche
Dorsey	LaFleur	Tucker
Dove	LaFonta	Waddell
Downs	Lambert	Walker
Durand	Lancaster	Walsworth
Erdey	Marchand	White
Fannin	Martiny	Winston
Farrar	McDonald	Wooton
Faucheux	Montgomery	

Frith  
Total - 97

Morrell

### NAYS

Bowler  
Total - 1

### ABSENT

Beard	Crowe	Townsend
Carter, R.	McVea	
Cazayoux	Richmond	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 890—

BY REPRESENTATIVE BAYLOR  
AN ACT

To amend and reenact R.S. 32:351(A), relative to equipment on motor vehicles; to provide for the use of horns on motor vehicles; to provide relative to certain exemptions for mobility-impaired persons; and to provide for related matters.

Read by title.

Rep. Baylor moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Geymann	Morrish
Alexander	Glover	Odinot
Ansardi	Gray	Pierre
Arnold	Greene	Pinac
Badon	Guillory, E.	Pitre
Baldone	Guillory, M.	Powell, M.
Barrow	Hammett	Powell, T.
Baudoin	Harris	Quezaire
Baylor	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Doerge	Kleckley	Toomy
Dorsey	LaBruzzo	Townsend
Dove	LaFleur	Trahan
Downs	LaFonta	Triche
Durand	Lambert	Tucker
Erdey	Lancaster	Waddell
Fannin	Marchand	Walker
Farrar	Martiny	Walsworth
Faucheux	McDonald	White
Frith	Montgomery	Winston
Gallot	Morrell	Wooton
Total - 96		

## NAYS

Total - 0

## ABSENT

Alario	Cazayoux	DeWitt
Beard	Crowe	McVea
Carter, R.	Dartez	Richmond
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baylor moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 891—**

BY REPRESENTATIVE ARNOLD

## AN ACT

To amend and reenact R.S. 32:1252(8), (22)(a), and 23(a) and 1254(J)(4)(a), relative to the distribution and sale of motor vehicles; to provide for definitions; to provide for additional licensing and compliance requirements for motor vehicle lessors; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Winston
Fannin	McDonald	Wooton
Farrar	Montgomery	
Faucheux	Morrell	
Total - 94		

## NAYS

Total - 0

## ABSENT

Alario	DeWitt	Quezaire
Beard	Honey	Richmond
Carter, R.	Johns	Triche
Cazayoux	McVea	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 960—**

BY REPRESENTATIVE HAMMETT

## AN ACT

To enact Part VII-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.1, relative to the selection of professional services for public contracts; to prohibit the selection of providers of design professional services based on price; to provide for contracts for design professional services entered into where price or price-related factors were a factor in selection; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Morrish sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Engrossed House Bill No. 960 by Representative Hammett

**AMENDMENT NO. 1**

On page 1, line 18, after "information" delete the remainder of the line and insert "is the sole factor in the selection."

On motion of Rep. Morrish, the amendments were adopted.

**Motion**

On motion of Rep. Hammett, the bill, as amended, was returned to the calendar.

**Suspension of the Rules**

On motion of Rep. Hammett, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

**HOUSE BILL NO. 1003—**

BY REPRESENTATIVE SALTER

## AN ACT

To enact R.S. 47:337.9(F), relative to the Uniform Local Sales Tax Code; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

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Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1003 by Representative Salter

### AMENDMENT NO. 1

On page 1, between lines 7 and 8, insert "\*\* \* \*\*"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Hammett moved the final passage of the bill, as amended.

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hopkins	Smith, J.D.—50th
Chandler	Hunter	Smith, J.H.—8th
Crane	Hutter	Smith, J.R.—30th
Cravins	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Katz	Toomy
Daniel	Kennard	Townsend
Dartez	Kenney	Trahan
DeWitt	Kleckley	Triche
Doerge	LaBruzzo	Tucker
Dorsey	LaFleur	Waddell
Dove	LaFonta	Walker
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Winston
Fannin	McDonald	Wooton

Total - 99

#### **NAYS**

Total - 0

#### **ABSENT**

Carter, R.	Lambert	Quezaire
Cazayoux	McVea	Richmond

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### **HOUSE BILL NO. 992—**

BY REPRESENTATIVE MARCHAND

#### **AN ACT**

To enact R.S. 19:2.3, relative to expropriation; to prohibit expropriation for certain purposes; to provide for exceptions; to provide for the return of unused expropriated property; to provide for applicability; and to provide for related matters.

Read by title.

Rep. Marchand sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Marchand to Engrossed House Bill No. 992 by Representative Marchand

### AMENDMENT NO. 1

On page after "property" insert "not legally declared blighted as defined pursuant to R.S. 19:136.1(2) or uninhabited adjudicated property"

On motion of Rep. Marchand, the amendments were adopted.

Rep. Marchand moved the final passage of the bill, as amended.

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Winston
Farrar	Montgomery	Wooton

Total - 99

#### **NAYS**

Total - 0

#### **ABSENT**



Ansardi  
Cazayoux  
Total - 6

Damico  
Kennard

McVea  
Richmond

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marchand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

#### HOUSE BILL NO. 707—

BY REPRESENTATIVES FARRAR, RICHMOND, AND STRAIN  
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Farrar sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Engrossed House Bill No. 707 by Representative Farrar

##### AMENDMENT NO. 1

On page 2, line 20, after "value," change "then" to "after which"

##### AMENDMENT NO. 2

On page 2, line 22, after "year" change "from" to "after"

##### AMENDMENT NO. 3

On page 2, line 28, after "years" change "from" to "after"

##### AMENDMENT NO. 4

On page 3, line 5, after "of" change "their" to "his"

##### AMENDMENT NO. 5

On page 3, line 21, after "transfer" and before "of" insert a comma "," and insert "except in limited instances,"

On motion of Rep. Farrar, the amendments were adopted.

Rep. Farrar sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Engrossed House Bill No. 707 by Representative Farrar

##### AMENDMENT NO. 1

On page 1, delete lines 13 through 20 and insert the following:

"(B)(1) ~~Property shall not be taken or damaged by the state or its political subdivisions except for public purposes and with just compensation paid to the owner or into court for his benefit.~~ Property shall not be taken or damaged by any private entity

authorized by law to expropriate, except for a public and necessary purpose and with just compensation paid to the owner; in such proceedings, whether the purpose is public and necessary shall be a judicial question. In every expropriation, a party has the right to trial by jury to determine compensation, and the owner shall be compensated to the full extent of his loss. ~~No business enterprise~~"

##### AMENDMENT NO. 2

On page 2, line 3, before "Expropriation" insert "(2)"

##### AMENDMENT NO. 3

On page 2, line 3, after "shall" and before "be" delete "only"

##### AMENDMENT NO. 4

On page 2, line 5, after "landowners" and before "in" insert "only"

##### AMENDMENT NO. 5

On page 2, at the beginning of line 6, change "(1)" to "(a)"

##### AMENDMENT NO. 6

On page 2, at the beginning of line 9, change "(2)" to "(b)"

##### AMENDMENT NO. 7

On page 2, at the beginning of line 14, change "(3)" to "(c)"

##### AMENDMENT NO. 8

On page 2, at the beginning of line 17, change "(4)" to "(d)"

##### AMENDMENT NO. 9

On page 2, at the beginning of line 22, change "(5)" to "(e)"

##### AMENDMENT NO. 10

On page 2, at the beginning of line 26, change "(6)" to "(f)"

##### AMENDMENT NO. 11

On page 3, at the beginning of line 3, change "(7)" to "(g)"

##### AMENDMENT NO. 12

On page 3, line 17, after "shall" and before "be" delete "only"

##### AMENDMENT NO. 13

On page 3, line 18, after "subdivisions" and before "under" insert "only"

On motion of Rep. Farrar, the amendments were adopted.

Rep. Farrar moved the final passage of the bill, as amended.

#### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre

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Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Chandler	Hunter	Smith, J.D.—50th
Crane	Hutter	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Curtis	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Tucker
Downs	Lancaster	Waddell
Durand	Marchand	Walker
Erdey	Martiny	Walsworth
Fannin	McDonald	White
Farrar	Montgomery	Winston

Total - 96

NAYS

Alexander  
Total - 1

ABSENT

Beard	Jackson	Richmond
Cazayoux	Kennard	Wooton
Crowe	McVea	

Total - 8

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Farrar moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 960— BY REPRESENTATIVE HAMMETT AN ACT

To enact Part VII-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.1, relative to the selection of professional services for public contracts; to prohibit the selection of providers of design professional services based on price; to provide for contracts for design professional services entered into where price or price-related factors were a factor in selection; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Bruneau sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 960 by Representative Hammett

#### AMENDMENT NO. 1

On page 1, after line 21, insert the following:

"C. It is the policy of the state of Louisiana that all records, as defined in R.S. 44:1(A)(2)(a), involved or dealing with the selection of design professional services shall be open to the public in accord with the intent of La. Const. Art. XII, Section 3, and R.S. 44:31."

On motion of Rep. Bruneau, the amendments were adopted.

Rep. Hammett moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Gallot	Morrish
Alexander	Geymann	Odinot
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Guillory, E.	Pitre
Baldone	Guillory, M.	Powell, T.
Barrow	Hammett	Quezaire
Baudoin	Harris	Ritchie
Baylor	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Smith, G.
Burrell	Honey	Smith, J.D.—50th
Carter, K.	Hopkins	Smith, J.H.—8th
Chandler	Hunter	Smith, J.R.—30th
Crane	Hutter	St. Germain
Cravins	Jackson	Strain
Crowe	Jefferson	Thompson
Curtis	Johns	Toomy
Damico	Katz	Townsend
Daniel	Kennard	Trahan
Dartez	Kenney	Triche
DeWitt	Kleckley	Tucker
Doerge	LaBruzzo	Waddell
Dorsey	LaFleur	Walker
Dove	LaFonta	Walsworth
Downs	Lancaster	White
Durand	Marchand	Winston
Erdey	Martiny	Wooton
Fannin	McDonald	
Farrar	Montgomery	

Total - 91

NAYS

Bowler	Lambert	Schneider
Burns	Powell, M.	Smiley

Total - 6

ABSENT

Beard	Frith	Richmond
Carter, R.	Greene	Robideaux
Cazayoux	McVea	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Suspension of the Rules

On motion of Rep. Baldone, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

### **Petitions, Memorials and Communications**

The following petitions, memorials, and communications were received and read:

#### **Message from the Senate**

#### **ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

May 11, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 72

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

#### **Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

#### **SENATE CONCURRENT RESOLUTION NO. 72— BY SENATORS DUPRE AND B. GAUTREAUX AND REPRESENTATIVES BALDONE, DARTEZ AND DOVE**

##### **A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and to urge and request the U.S. Army Corps of Engineers to include such recommendation in its pending interim report to Congress.

Read by title.

On motion of Rep. Baldone, and under a suspension of the rules, the resolution was concurred in.

#### **Suspension of the Rules**

On motion of Rep. Arnold, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

#### **House Bills and Joint Resolutions on Third Reading and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### **Regular Calendar**

#### **HOUSE BILL NO. 1078—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.37(A)(1), (B), (C)(1), (D), (E), (G), and (H), 969.38(A), (B), (C), and (D), 969.39(A) and (B), 969.40(B), (C), and (D), and 969.41(A), (B), and (C), relative

to the Louisiana Motor Vehicle Sales Finance Act; to provide for licensing procedures; to provide for denial, suspension, or revocation of licenses; to provide for investigations and complaints; to provide for the powers of the commission; to provide for the penalties imposed by the commission; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1078 by Representative Arnold

##### AMENDMENT NO. 1

On page 4, line 28, change "it" to ","

On motion of Rep. McDonald, the amendments were adopted.

Rep. Arnold sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Engrossed House Bill No. 1078 by Representative Arnold

##### AMENDMENT NO. 1

On page 1, line 2, after "(C)(1)," change "(D)," to "(D)(1),"

##### AMENDMENT NO. 2

On page 1, line 3, after the first "(B)," change "(C)," to "(C)(1) and (2),"

##### AMENDMENT NO. 3

On page 1, line 10, after "(C)(1)," change "(D)," to "(D)(1),"

##### AMENDMENT NO. 4

On page 1, at the beginning of line 11, change "(C)," to "(C)(1) and (2),"

##### AMENDMENT NO. 5

On page 2, at the beginning of line 19, change "D." to "D.(1)"

##### AMENDMENT NO. 6

On page 2, between lines 24 and 25, insert the following:

"\* \* \*

##### AMENDMENT NO. 7

On page 4, between lines 20 and 21, insert the following:

"\* \* \*

##### AMENDMENT NO. 8

On page 4, delete line 24

##### AMENDMENT NO. 9

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On page 4, delete line 9

### AMENDMENT NO. 10

On page 6, delete line 28

On motion of Rep. Arnold, the amendments were adopted.

Rep. Arnold moved the final passage of the bill, as amended.

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Farrar	McDonald
Alario	Faucheux	Montgomery
Alexander	Frith	Morrell
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Burns	Heaton	Scalise
Carter, K.	Hebert	Smiley
Carter, R.	Hill	Smith, J.D.—50th
Chandler	Hopkins	Smith, J.H.—8th
Crane	Hunter	Smith, J.R.—30th
Cravins	Hutter	St. Germain
Crowe	Jackson	Strain
Curtis	Jefferson	Thompson
Damico	Johns	Toomy
Daniel	Katz	Townsend
Dartez	Kenney	Trahan
DeWitt	Kleckley	Triche
Doerge	LaBruzzo	Tucker
Dorsey	LaFleur	Waddell
Dove	LaFonta	Walker
Downs	Lambert	Walsworth
Durand	Lancaster	White
Erdey	Marchand	Winston
Fannin	Martiny	Wooton

Total - 93

#### **NAYS**

Total - 0

#### **ABSENT**

Baylor	Honey	Quezaire
Bruneau	Kennard	Richmond
Burrell	McVea	Schneider
Cazayoux	Morrish	Smith, G.

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### **HOUSE BILL NO. 1158—**

BY REPRESENTATIVE QUEZAIRE

#### **AN ACT**

To amend and reenact R.S. 47:820.4(D), relative to the Transportation Infrastructure Model for Economic Development; to provide relative to bonds sold to fund the program; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hammett	Romero
Bruce	Harris	Scalise
Bruneau	Heaton	Schneider
Burns	Hebert	Smiley
Burrell	Hill	Smith, G.
Carter, K.	Honey	Smith, J.D.—50th
Carter, R.	Hopkins	Smith, J.H.—8th
Chandler	Hunter	Smith, J.R.—30th
Crane	Hutter	St. Germain
Cravins	Jackson	Strain
Crowe	Jefferson	Thompson
Curtis	Johns	Toomy
Damico	Katz	Townsend
Daniel	Kenney	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	Montgomery	Wooton

Total - 99

#### **NAYS**

Total - 0

#### **ABSENT**

Cazayoux	Kleckley	McVea
Kennard	LaFleur	Richmond

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### **Suspension of the Rules**

On motion of Rep. Pinac, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

#### HOUSE BILL NO. 670—

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 47:1931, relative to ad valorem taxation; to provide for the membership of the board of review in Orleans Parish; and to provide for related matters.

Called from the calendar.

Read by title.

#### Motion

On motion of Rep. Arnold, the bill was returned to the calendar.

#### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ansardi gave notice of his intention to call House Bill No. 186 from the calendar for future action.

#### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ansardi gave notice of his intention to call House Bill No. 601 from the calendar for future action.

#### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Quezaire gave notice of his intention to call House Bill No. 1204 from the calendar for future action.

#### HOUSE BILL NO. 1182—

BY REPRESENTATIVES WALKER, ALEXANDER, AND R. CARTER  
AN ACT

To enact R.S. 13:3881(A)(7), relative to exemptions from seizure; to provide for the exemption from seizure of certain medical devices and health aids; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. Walker, the bill was returned to the calendar.

#### HOUSE BILL NO. 1186—

BY REPRESENTATIVE ALARIO  
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Ansardi	Frith	Pierre

Arnold	Gallot
Badon	Geymann
Baldone	Glover
Barrow	Greene
Baudoin	Guillory, E.
Baylor	Guillory, M.
Beard	Hammett
Bowler	Harris
Bruce	Heaton
Bruneau	Hebert
Burns	Hill
Burrell	Honey
Carter, K.	Hopkins
Carter, R.	Hunter
Chandler	Jackson
Crane	Jefferson
Cravins	Johns
Crowe	Katz
Curtis	Kenney
Damico	Kleckley
Daniel	LaBruzzo
Dartez	LaFleur
DeWitt	LaFonta
Doerge	Lambert
Dorsey	Lancaster
Dove	Marchand
Downs	Martiny
Durand	McDonald
Erdey	Montgomery

Total - 98

NAYS

Total - 0

ABSENT

Cazayoux
Gray
Hutter

Total - 7

Kennard
McVea
Richmond

Smith, J.R.—30th

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### HOUSE BILL NO. 1187—

BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact R.S. 38:2197 and R.S. 39:1515.2 and 1617, relative to public contracts and procurement; to prohibit the solicitation, receipt, offer, or payment of any kickbacks, bribes, rebates, incentive payments, or other remuneration or value for state contracts or agreements; to provide for an effective date; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. LaBruzzo, the bill was returned to the calendar.

#### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. LaBruzzo gave notice of his intention to call House Bill No. 1187 from the calendar for future action.

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## HOUSE BILL NO. 1213—

BY REPRESENTATIVE M. POWELL  
AN ACT

To amend and reenact R.S. 35:191(P), relative to notaries public; to provide for statewide jurisdiction for certain notaries; to provide for the qualifications to obtain statewide jurisdiction; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1213 by Representative M. Powell

#### AMENDMENT NO. 1

On page 1, line 6, change "R. S. 3:191(P)" to "R. S. 35:191(P)"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Michael Powell moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinet
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	
Total - 95		

#### NAYS

Total - 0

#### ABSENT

Carter, R.  
Cazayoux  
Crowe  
Hammett

Total - 10

Hopkins  
Hutter  
Kennard  
McVea

Richmond  
Smith, J.R.—30th

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

## HOUSE BILL NO. 1215—

BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact Section 13 of Act No. 465 of the 2005 Regular Session of the Legislature as amended by Act No. 20 of the 2006 First Extraordinary Session of the Legislature, relative to revenue sharing; to provide for certain parish allocations for Fiscal Year 2005-2006; to provide with respect to the distribution of certain revenue sharing allocations; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, K.	Hopkins	Smith, J.D.—50th
Carter, R.	Hunter	Smith, J.H.—8th
Chandler	Hutter	St. Germain
Crane	Jackson	Strain
Cravins	Jefferson	Thompson
Crowe	Johns	Toomy
Curtis	Katz	Townsend
Damico	Kenney	Trahan
Daniel	Kleckley	Triche
Dartez	LaBruzzo	Tucker
DeWitt	LaFleur	Waddell
Doerge	LaFonta	Walker
Dorsey	Lambert	Walsworth
Dove	Lancaster	White
Downs	Marchand	Winston
Durand	Martiny	Wooton
Erdey	McDonald	
Fannin	Montgomery	
Total - 100		

#### NAYS

Total - 0

ABSENT

Cazayoux	McVea	Smith, J.R.—30th
Kennard	Richmond	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1219—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 35:131 through 133, 191(C)(1) and (2) and (E), and 191.1 and to enact R.S. 35:191(V), relative to notaries public; to authorize the secretary of state to grant leaves of absence for notaries; to provide for the application, qualification, and administration process for taking the notary examination; to provide for certain fees; to provide for the continued exercise of notarial functions by notaries displaced by Hurricane Katrina or Rita; to provide for the development of uniform statewide examination standards; to provide for regional testing centers; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1219 by Representative Bowler

**AMENDMENT NO. 1**

On page 1, line 13, following "absence;" delete "designation of substitute notary;"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Bowler moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinet
Arnold	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Glover	Pitre
Barrow	Gray	Powell, M.
Baudoin	Greene	Powell, T.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Ritchie
Bowler	Hammitt	Robideaux
Bruce	Harris	Romero
Bruneau	Heaton	Scalise
Burns	Hebert	Schneider
Burrell	Hill	Smiley
Carter, K.	Honey	Smith, G.

Carter, R.  
Chandler  
Crane  
Cravins  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
DeWitt  
Doerge  
Dorsey  
Dove  
Downs  
Durand  
Erdey

Total - 99

Hopkins  
Hunter  
Hutter  
Jackson  
Jefferson  
Johns  
Kenney  
Kleckley  
LaBruzzo  
LaFleur  
LaFonta  
Lambert  
Lancaster  
Marchand  
Martiny  
McDonald

Smith, J.D.—50th  
Smith, J.H.—8th  
St. Germain  
Strain  
Thompson  
Toomy  
Townsend  
Trahan  
Triche  
Tucker  
Waddell  
Walker  
Walsworth  
White  
Winston  
Wooton

NAYS

Total - 0

ABSENT

Cazayoux	Kennard	Richmond
Katz	McVea	Smith, J.R.—30th
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bowler moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1223—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 35:71(A)(1) and (E) and to enact R.S. 35:191(A)(3), relative to notaries public; to provide relative to the suspension of a notarial commission and the removal of certain penalties; to provide for the definitions of "valid notarial commission" and "validly appointed notary public"; and to provide for related matters.

Read by title.

Rep. Gallot sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gallot to Engrossed House Bill No. 1223 by Representative Gallot

**AMENDMENT NO. 1**

On page 2, at the end of line 14, delete "or"

On motion of Rep. Gallot, the amendments were adopted.

Rep. Gallot moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac

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Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Chandler	Hutter	Smith, J.R.—30th
Crane	Jackson	St. Germain
Cravins	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Darte	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	Montgomery	
Farrar	Morrell	
Total - 100		

NAYS

Total - 0

ABSENT

Carter, R.	Kennard	Richmond
Cazayoux	McVea	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 1278—

BY REPRESENTATIVES BRUNEAU, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, HUTTER, LAMBERT, PITRE, M. POWELL, SMILEY, AND ST. GERMAIN

AN ACT

To enact R.S. 32:402(C)(3), relative to driver's licenses; to authorize the waiver of certain commercial motor vehicle driver's license requirements for military personnel during a state of emergency; to provide relative to certain restrictions; and to provide for related matters.

Read by title.

Rep. Bruneau sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 1278 by Representative Bruneau

#### AMENDMENT NO. 1

On page 1, line 14 change "reserved" to "reserve"

On motion of Rep. Bruneau, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Harris	Scalise
Bruce	Heaton	Schneider
Bruneau	Hebert	Smiley
Burns	Hill	Smith, G.
Burrell	Honey	Smith, J.D.—50th
Carter, K.	Hopkins	Smith, J.H.—8th
Carter, R.	Hunter	Smith, J.R.—30th
Chandler	Hutter	St. Germain
Crane	Jackson	Strain
Cravins	Jefferson	Thompson
Crowe	Johns	Toomy
Curtis	Katz	Townsend
Damico	Kenney	Trahan
Daniel	Kleckley	Triche
Darte	LaBruzzo	Tucker
DeWitt	LaFleur	Waddell
Doerge	LaFonta	Walker
Dorsey	Lambert	Walsworth
Dove	Lancaster	White
Downs	Marchand	Winston
Durand	McDonald	Wooton
Erdey	Montgomery	
Fannin	Morrell	
Total - 100		

NAYS

Total - 0

ABSENT

Cazayoux	Martiny	Richmond
Kennard	McVea	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 1325—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 51:941(3), relative to economic development; to provide for a definition of "small and emerging business"; and to provide for related matters.

Read by title.

Rep. Burrell moved the final passage of the bill.



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	McDonald
Alario	Farrar	Montgomery
Alexander	Faucheux	Morrell
Ansardi	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Glover	Pinac
Barrow	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Powell, T.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Chandler	Hunter	Smith, J.D.—50th
Crane	Hutter	Smith, J.H.—8th
Cravins	Jackson	Smith, J.R.—30th
Crowe	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	White
Durand	Marchand	Winston
Erdey	Martiny	Wooton

Total - 99

**NAYS**

Total - 0

**ABSENT**

Cazayoux	McVea	Tucker
Kennard	Richmond	Walsworth

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1328—**

BY REPRESENTATIVE KATZ

**AN ACT**

To amend and reenact Section 2 of Act No. 1118 of the 1995 Regular Session of the Legislature, relative to tax increment financing; to provide that the prohibition regarding the use of state sales tax increments shall not apply to a project expansion or extension of the use of state sales tax for certain economic development projects or programs; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Downs, the bill was returned to the calendar.

**HOUSE BILL NO. 1359—**

BY REPRESENTATIVES STRAIN AND DURAND

**AN ACT**

To enact R.S. 9:2793.5; relative to civil liability of nonprofit organizations; to provide a limitation of liability for the Louisiana Girl Scout Councils; to provide an exception for willful and wanton misconduct; and to provide for related matters.

Read by title.

Rep. Strain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Harris	Scalise
Bowler	Heaton	Schneider
Bruce	Hebert	Smiley
Bruneau	Hill	Smith, G.
Burns	Honey	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	Smith, J.R.—30th
Carter, R.	Jackson	St. Germain
Chandler	Jefferson	Strain
Cravins	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	
Farrar	Morrish	

Total - 97

**NAYS**

Total - 0

**ABSENT**

Cazayoux	Hopkins	McVea
Crane	Kennard	Richmond
DeWitt	Lambert	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Strain moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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## Suspension of the Rules

On motion of Rep. Hebert, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

### HOUSE BILL NO. 461—

BY REPRESENTATIVE HEBERT

#### A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to change the date that regular sessions of the legislature convene; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Alexander	Hebert	Scalise
Beard	Honey	Schneider
Carter, K.	Hutter	Smiley
Cravins	Johns	Smith, J.D.—50th
Dartez	Kleckley	St. Germain
Erdey	LaFleur	Tucker
Fannin	Lambert	Waddell
Faucheux	Lancaster	Walsworth
Frith	Marchand	Winston
Geymann	Morrish	
Harris	Pitre	
Total - 31		

#### NAYS

Mr. Speaker	DeWitt	Montgomery
Alario	Doerge	Odinot
Ansardi	Dorsey	Pierre
Arnold	Downs	Pinac
Badon	Durand	Powell, M.
Baldone	Farrar	Powell, T.
Barrow	Gallot	Quezaire
Baudoin	Glover	Ritchie
Baylor	Gray	Robideaux
Bowler	Greene	Smith, G.
Bruce	Guillory, E.	Smith, J.H.—8th
Bruneau	Hammett	Strain
Burns	Heaton	Thompson
Burrell	Hill	Toomy
Carter, R.	Hunter	Townsend
Chandler	Jackson	Trahan
Crane	Jefferson	Walker
Curtis	Kennard	White
Damico	Kenney	Wooton
Total - 57		

#### ABSENT

Cazayoux	Katz	Morrell
Crowe	LaBruzze	Richmond
Daniel	LaFonta	Romero
Dove	Martiny	Smith, J.R.—30th
Guillory, M.	McDonald	Triche
Hopkins	McVea	
Total - 17		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. Alario moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 345—

BY REPRESENTATIVE CAZAYOUX

#### A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain endowed funds of institutions of higher education; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaFleur moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Fannin	McDonald	Winston
Farrar	Montgomery	Wooton
Total - 96		

#### NAYS

Bowler  
Total - 1

#### ABSENT

Arnold	Hammett	Richmond
Cazayoux	LaBruzze	Smith, J.H.—8th
Erdey	McVea	
Total - 8		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### **Suspension of the Rules**

On motion of Rep. LaFleur, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

### **Petitions, Memorials and Communications**

The following petitions, memorials, and communications were received and read:

### **Message from the Senate**

#### **HOUSE CONCURRENT RESOLUTIONS**

May 11, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 178  
Returned without amendments

House Concurrent Resolution No. 182  
Returned without amendments

House Concurrent Resolution No. 189  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### **Message from the Senate**

#### **SENATE BILLS**

May 11, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 48, 178, 455, and 583

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### **Senate Bills and Joint Resolutions on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

#### **SENATE BILL NO. 48—**

BY SENATORS FONTENOT, MOUNT AND SCHEDLER

AN ACT

To enact R.S. 40:1238.1, 1238.2, and 1238.3, relative to public health and safety; to prohibit certain acts without a prescription for legend drugs; to prohibit prescriptions in certain circumstances; to provide for exceptions; to provide for penalties; and to provide for related matters.

Read by title.

#### **SENATE BILL NO. 178—**

BY SENATOR KOSTELKA

AN ACT

To enact R.S. 14:95(K), relative to illegal carrying and discharge of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for retired justices and judges who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

Read by title.

#### **SENATE BILL NO. 455—**

BY SENATOR MALONE

AN ACT

To amend and reenact Section 6 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide relative to mineral rights and certain civil actions; to provide an exemption for certain mineral leases; and to provide for related matters.

Read by title.

#### **SENATE BILL NO. 583—**

BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2413.1, relative to environmental quality; to require the secretary of the Department of Environmental Quality to develop and implement a comprehensive debris management plan for certain debris generated by natural disasters; and to provide for related matters.

Read by title.

### **Message from the Senate**

#### **SIGNED SENATE CONCURRENT RESOLUTIONS**

May 11, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 63, 73, and 82

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

### **Message from the Senate**

## SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 11, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 206 and 324

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

## Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

### HOUSE RESOLUTION NO. 63—

BY REPRESENTATIVES MORRELL, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, PIERRE, QUEZAIRE, AND RICHMOND

#### A RESOLUTION

To commend Scott Wells for his commitment to the citizens of Louisiana in the restoration and rebuilding efforts after Hurricanes Katrina and Rita.

Read by title.

On motion of Rep. Morrell, and under a suspension of the rules, the resolution was adopted.

### HOUSE RESOLUTION NO. 64—

BY REPRESENTATIVE DORSEY

#### A RESOLUTION

To express sincere and heartfelt condolences upon the death of Lee Esther "Bae Bae" Barrow of Baton Rouge.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the resolution was adopted.

### HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE LAFONTA

#### A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.

Read by title.

Lies over under the rules.

### HOUSE CONCURRENT RESOLUTION NO. 195—

BY REPRESENTATIVE KLECKLEY

#### A CONCURRENT RESOLUTION

To commend the Alfred M. Barbe High School Lady Bucs upon winning their first-ever state track crown.

Read by title.

On motion of Rep. Kleckley, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVE GLOVER

#### A CONCURRENT RESOLUTION

To recognize Wednesday, May 17, 2006, as C. C. Antoine Day at the legislature in honor of the great C. C. Antoine, to recognize and record for posterity the tremendous pride that C. C. Antoine continues to bring to the state of Louisiana and the United States of America, and to commend the members of the C. C. Antoine Civic Association.

Read by title.

On motion of Rep. Glover, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### HOUSE CONCURRENT RESOLUTION NO. 197—

BY REPRESENTATIVE KLECKLEY

#### A CONCURRENT RESOLUTION

To commend the LaGrange High School Lady Gators upon winning the Class 4A outdoor track and field state championship.

Read by title.

On motion of Rep. Kleckley, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### HOUSE CONCURRENT RESOLUTION NO. 198—

BY REPRESENTATIVES PIERRE, ALARIO, BEARD, BURNS, BURRELL, CAZAYOUX, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DOWNS, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, E. GUILLORY, HAMMETT, HILL, HOPKINS, HUTTER, JACKSON, JOHNS, KENNEY, KLECKLEY, LAFLEUR, LAMBERT, MARTINY, McDONALD, MONTGOMERY, MORRISH, ODINET, PINAC, T. POWELL, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALSWORTH, AND WOOTON

#### A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the storage of natural gas in this state and to recognize the benefits and importance of the storage of natural gas in this state.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVE HONEY

#### A CONCURRENT RESOLUTION

To commend the Southern University Laboratory School boys' and girls' track teams upon winning the Class 1A state title.

Read by title.

On motion of Rep. Honey, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 200—**  
BY REPRESENTATIVE WALKER AND SENATOR HINES  
**A CONCURRENT RESOLUTION**

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and its history, culture, and people and to proclaim May 17, 2006, Tunica-Biloxi Day.

Read by title.

On motion of Rep. Walker, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
House and Governmental Affairs**

May 11, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 10, 2006, I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 31, by Robideaux  
Reported by substitute. (7-0)

House Bill No. 54, by Townsend  
Reported with amendments. (8-0) (Regular)

House Bill No. 791, by Lancaster  
Reported with amendments. (7-0) (Regular)

House Bill No. 927, by LaFonta  
Reported favorably. (6-4) (Regular)

House Bill No. 1340, by Gray  
Reported by substitute. (8-0) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

**Report of the Committee on  
Agriculture, Forestry, Aquaculture, and Rural Development**

May 11, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Bill No. 1267, by Gary Smith  
Reported with amendments. (11-0) (Regular)

Senate Concurrent Resolution No. 76, by Dardenne  
Reported favorably. (12-0)

Senate Bill No. 7, by Nevers  
Reported with amendments. (11-0) (Regular)

Senate Bill No. 9, by Mike Smith  
Reported favorably. (10-0) (Regular)

Senate Bill No. 196, by McPherson

Reported favorably. (10-0) (Regular)

Senate Bill No. 525, by Nick Gautreaux  
Reported favorably. (11-0) (Regular)

FRANCIS THOMPSON  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on Judiciary**

May 11, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Judiciary to submit the following report:

House Bill No. 169, by Badon  
Reported with amendments. (8-0-1) (Regular)

House Bill No. 347, by Frith  
Reported with amendments. (9-0-1) (Regular)

House Bill No. 567, by Toomy  
Reported by substitute. (8-0-1) (Regular)

House Bill No. 808, by Hopkins  
Reported by substitute. (9-0-1) (Regular)

House Bill No. 1009, by Toomy  
Reported by substitute. (8-0-1) (Regular)

House Bill No. 1081, by Durand  
Reported favorably. (10-0-1) (Regular)

House Bill No. 1191, by Thompson  
Reported by substitute. (8-0-1) (Regular)

House Bill No. 1274, by Toomy  
Reported favorably. (8-0-1) (Regular)

House Bill No. 1275, by Toomy  
Reported with amendments. (8-0-1) (Regular)

House Bill No. 1276, by Toomy  
Reported favorably. (8-0-1) (Regular)

House Bill No. 1291, by Erdey  
Reported favorably. (10-0-1) (Regular)

House Bill No. 1341, by Faucheux  
Reported with amendments. (9-0-1) (Regular)

Senate Bill No. 216, by Jackson  
Reported with amendments. (9-0-1) (Regular)

JOSEPH F. TOOMY  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on Labor and Industrial Relations**

May 11, 2006

To the Speaker and Members of the House of Representatives:

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I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 144, by Hunter  
Reported with amendments. (6-5) (Regular)

House Bill No. 775, by Hunter  
Reported with amendments. (9-1) (Regular)

WILLIE HUNTER  
Chairman

### **Report of the Committee on Municipal, Parochial and Cultural Affairs**

May 11, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 813, by Kennard  
Reported favorably. (7-0-1) (Regular)

House Bill No. 814, by Kennard  
Reported favorably. (8-0-1) (Regular)

House Bill No. 935, by Daniel  
Reported favorably. (8-0-1) (Local and Consent)

House Bill No. 1083, by Thompson  
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1225, by Dove  
Reported favorably. (10-0-1) (Regular)

House Bill No. 1281, by Dorsey  
Reported favorably. (6-0-1) (Regular)

House Bill No. 1285, by Odinet  
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1288, by Gray  
Reported by substitute. (9-0-1) (Regular)

House Bill No. 1354, by Gray  
Reported favorably. (10-0-1) (Regular)

ERNEST BAYLOR, JR.  
Chairman

### **Report of the Committee on Retirement**

Thursday, May 11, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Retirement to submit the following report:

House Concurrent Resolution No. 118, by Arnold  
Reported with amendments. (9-0)

House Bill No. 705, by White  
Reported with amendments. (7-0) (Regular)

House Bill No. 816, by Salter  
Reported with amendments. (9-0) (Regular)

House Bill No. 1017, by Montgomery  
Reported with amendments. (9-0) (Regular)

House Bill No. 1026, by Arnold  
Reported with amendments. (10-0) (Regular)

M.P. SCHNEIDER III  
Chairman

### **Privileged Report of the Legislative Bureau**

May 11, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 2  
Reported without amendments.

Senate Bill No. 26  
Reported without amendments.

Senate Bill No. 85  
Reported without amendments.

Senate Bill No. 146  
Reported without amendments.

Senate Bill No. 162  
Reported without amendments.

Senate Bill No. 180  
Reported with amendments.

Senate Bill No. 228  
Reported without amendments.

Senate Bill No. 253  
Reported without amendments.

Senate Bill No. 289  
Reported without amendments.

Senate Bill No. 477  
Reported without amendments.

Senate Bill No. 547  
Reported without amendments.

Senate Bill No. 646  
Reported without amendments.

Senate Bill No. 692  
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

### **Privileged Report of the Committee on Enrollment**

May 11, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 70—**

BY REPRESENTATIVE DURAND

**A CONCURRENT RESOLUTION**

To urge and request the Department of Natural Resources to deny requests for the issuance of drilling permits in Iberia and Vermilion parishes.

**HOUSE CONCURRENT RESOLUTION NO. 170—**

BY REPRESENTATIVE SCALISE

**A CONCURRENT RESOLUTION**

To urge and request the attorney general and the legislative auditor to continue to pursue all options necessary to permit the state to have an accurate accounting of assistance for which the state is required to pay a portion of the costs and to urge and request the Louisiana congressional delegation to support such efforts.

**HOUSE CONCURRENT RESOLUTION NO. 177—**

BY REPRESENTATIVE GEYMAN

**A CONCURRENT RESOLUTION**

To commend and celebrate the accomplishments of Regan Drake Caro of the Boy Scouts of America Troop 88 in Westlake, Louisiana, on the memorable and historic occasion of his attainment of the prestigious rank of Eagle Scout.

**HOUSE CONCURRENT RESOLUTION NO. 179—**

BY REPRESENTATIVES HUTTER AND ODINET

**A CONCURRENT RESOLUTION**

To commend Fire Chief Thomas Stone and the firefighters of the St. Bernard Parish Fire Department for their outstanding response to Hurricane Katrina.

**HOUSE CONCURRENT RESOLUTION NO. 181—**

BY REPRESENTATIVES HUTTER AND ODINET

**A CONCURRENT RESOLUTION**

To commend Sheriff Jack A. Stephens and the deputies of the St. Bernard Parish Sheriff's Office for their outstanding response to Hurricane Katrina.

**HOUSE CONCURRENT RESOLUTION NO. 183—**

BY REPRESENTATIVE MORRISH

**A CONCURRENT RESOLUTION**

To commend William Allen Lormand upon being named Louisiana's 2006 Elementary School Student of the Year and to recognize his extraordinary accomplishments.

**HOUSE CONCURRENT RESOLUTION NO. 184—**

BY REPRESENTATIVE ODINET

**A CONCURRENT RESOLUTION**

To express the support of the Louisiana Legislature for the shrimp industry and for the 2006 Bonne Crevette celebration of Louisiana shrimp.

**HOUSE CONCURRENT RESOLUTION NO. 185—**

BY REPRESENTATIVE CRAVINS

**A CONCURRENT RESOLUTION**

To commend Mary Ann Broussard upon the occasion of her retirement after serving in the St. Landry Parish school system since 1979.

**HOUSE CONCURRENT RESOLUTION NO. 186—**

BY REPRESENTATIVE CRAVINS

**A CONCURRENT RESOLUTION**

To recognize the month of May 2006 as American Stroke Month in the state of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 187—**

BY REPRESENTATIVE GEYMAN

**A CONCURRENT RESOLUTION**

To commend Mr. Leo Murray upon his retirement after thirty years of teaching music in Louisiana's public schools.

**HOUSE CONCURRENT RESOLUTION NO. 188—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To commend Bishop Talben T. Pope, pastor of Inspired Revelation Word of Faith Ministries, Inc. in Bossier City for his creation and direction of the "Souls Lest I Die" Campaign and to recognize his outstanding accomplishments and contributions.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Suspension of the Rules**

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1001

**Suspension of the Rules**

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 742

**Leave of Absence**

Rep. Cazayoux - 1 day

Rep. Richmond - 1 day

Rep. McVea - ½ day

**Adjournment**

On motion of Rep. Kenney, at 4:39 P.M., the House agreed to adjourn until Monday, May 15, 2006, at 2:30 P.M.

The Speaker of the House declared the House adjourned until 2:30 P.M., Monday, May 15, 2006.

ALFRED W. SPEER  
Clerk of the House

**COMMITTEE MEETING NOTICES**

**Committee on Appropriations**

Will meet at: 9:30 A.M. Date: May 15, 2006

Location: Committee Room 5

**HCR 119 MORRISH INSURANCE/HEALTH** Urges and requests the Office of Group Benefits to conduct a study of Health Access Louisiana, a proposal for health coverage reform in the state

**HB 1 ALARIO APPROPRIATIONS** Provides for the ordinary operating expenses of state government

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**HB 269 PINAC FEES/LICENSES/PERMITS** Relative to regulation of the sale of tobacco products and use of monies derived from certain taxes thereon

**HB 308 KLECKLEY LA RECOVERY AUTH** Requires the Louisiana Recovery Authority to make certain assessments and issue certain reports related to Hurricane Rita and Hurricane Katrina

**HB 436 GREENE BONDS/SURETY & FIDELITY** Requires courier services that transport public funds to provide a fidelity bond

**HB 565 WALSWORTH RETIREMENT/FUNDING** Creates the Public Retirement Systems Fund in the state treasury

**HB 579 WALSWORTH RETIREMENT/FUNDING** (Constitutional Amendment) Creates the Public Retirement Systems Fund in the state treasury

**HB 646 LAMBERT FUNDS/FUNDING** Requires that a certain portion of any increases in the official forecast be deposited in the Highway Improvement Program Fund created in the state treasury

**HB 647 LAMBERT FUNDS/FUNDING** (Constitutional amendment) Requires that a certain portion of any increases in the official forecast be deposited in the Highway Improvement Program Fund created in the state treasury

**HB 697 LAMBERT FUNDS/FUNDING-BUDGET, ST** (Constitutional Amendment) Establishes the Highway Improvement Program Fund

**HB 698 LAMBERT FUNDS/FUNDING-BUDGET, ST** Establishes Highway Improvement Program Fund in the state treasury

**HB 728 LAMBERT FUNDS/FUNDING** Dedicates a portion of truck and trailer registration and licensing fees and taxes for roads in the state highway system which are ineligible for federal assistance

**HB 767 ALARIO FUNDS/FUNDING** Provides relative to the use of certain state funds

**HB 899 ALARIO FUNDS/FUNDING** Increases supplemental pay for firemen, police officers, and law enforcement officers employed by police agencies of the state or its political subdivisions within certain municipalities and deputy sheriffs who have completed at least one year of service

**HB 952 WALKER BUDGETARY CONTROLS** Abolishes certain vacant state employee positions and distributes funding for state positions that have been vacant since July 1, 2005, to certain school systems which pay a portion of health care costs based on a formula to be determined by the Department of Education

**HB 964 PINAC PUBLIC CONTRACT/BIDS** Provides a preference for certain information technology products and products produced or manufactured in the state

**HB 979 GUILLORY, E. LA RECOVERY AUTH** Requires the Louisiana Recovery Authority to contract with minority-owned real estate businesses

**HB 1001 GRAY(TBA) HOSPITALS** Provides for state reimbursement for certain medical care delivered by nonstate hospitals to persons evacuated from a state hospital in the event of emergency (**SUBJECT TO RULE SUSPENSION**)

**HB 1020 DORSEY EXCEP PERSON/DEV DISABLE** Provides with respect to revenues generated by state developmental centers

**HB 1029 DORSEY TELECOMMUNICATIONS** Provides for the use of monies in the Telecommunications for the Deaf Fund

**HB 1031 MARCHAND PROPERTY/IMMOVABLE** Provides relative to right of first refusal

**HB 1172 TUCKER PROCUREMENT** Requires the disclosure of certain information for certain contracts let during a state of emergency

JOHN A. ALARIO, JR.  
Chairman

### Committee on Civil Law and Procedure

Will meet at: 10:00 A.M. Date: May 15, 2006

Location: Committee Room 2

**HB 218 LAFONTA HISTORIC PRESERVATION** Provides with respect to preservation of buildings and landmarks by removing prescriptive period within which to bring an action to enforce zoning restrictions

**HB 221 LAFONTA PLANNING/ZONING** Provides relative to zoning as it affects historic preservation

**HB 444 JEFFERSON CIVIL/CLAIMS** Creates the Hurricane Victim's Mediation Program

**HB 455 LAFONTA LIABILITY/CIVIL** Limits liability of faith-based organizations acting as shelters and individuals transporting persons to shelters during a natural disaster

**HB 892 CARTER, K. CIVIL/ACTIONS** Limits civil liability of the state and other political subdivisions for certain hurricane-related activities

**HB 902 CARTER, K. CIVIL/ACTIONS** Limits civil liability of the Orleans Parish School Board for certain hurricane-related activities

**HB 1131 ANSARDI LIABILITY/CIVIL** Provides relative to comparative fault

**HB 1163 ANSARDI PROPERTY/EXPROPRIATION** Provides for the right of a property owner to repurchase his expropriated property under certain circumstances

**HB 1222 GALLOT NOTARIES** Provides relative to a notary's duty to record acts

**HB 1250 PINAC PRESCRIPTION** Provides for five-year peremptive period against developers

**HB 1266 SMITH, GARY CIVIL/PROCEDURE** Provides relative to executory proceedings

GLENN ANSARDI



Chairman

**Committee on Commerce**

Will meet at: 9:00 A.M. Date: May 15, 2006

Location: Committee Room 1

- HB 341 BARROW CREDIT/CONSUMER LOANS** Prohibits payday lending and repeals the Louisiana Deferred Presentment and Small Loan Act
- HB 385 GRAY COMMERCE** Prohibits unfair residential rental increases
- HB 448 MARCHAND FINANCIAL INSTITUTIONS** Requires lenders to provide repayment options to borrowers for deferments granted due to a declared disaster
- HB 540 BURNS EMERGENCY PREPAREDNESS** Requires the Governor's Office of Homeland Security and Emergency Preparedness to develop an emergency communications system
- HB 619 BURNS EMERGENCY PREPAREDNESS** Requires the Governor's Office of Homeland Security and Emergency Preparedness to develop an emergency alert system for all coastal and hurricane-prone parishes
- HB 742 PINAC (TBA) BUILDING CODES** Provides for changes to the state uniform construction code (Subject to Rule Suspension)
- HB 749 TOWNSEND CONSUMERS** Enacts the Contact Lens Consumer Protection Act
- HB 893 PINAC BUILDING CODES** Adds the State Uniform Construction Code to the Uniform Standards Code for Manufactured Housing
- HB 1087 GLOVER FIRE PROTECT/FIRE MARSHAL** Relative to construction or repair of structures
- HB 1174 LAFONTA ECONOMIC DEVEL/HIGH TECH** Creates the Municipal Wireless Internet Act
- HB 1188 LAFONTA LOCAL GOVERNMENT** Exempts local governments who offer a wireless Internet network from the requirements of the Local Government Fair Competition Act
- HB 1211 LAFONTA ECONOMIC DEVELOP/DEPT** Provides with respect to the Office of Film and Television Development
- HB 1297 POWELL, T. FUELS** Requires certain motor fuel dispensing facilities to maintain an alternate generated power source for use in times of emergency

GIL PINAC  
Chairman**WEEKLY COMMITTEE SCHEDULES****Committee on Administration of Criminal Justice**

**Wednesday, May 17, 2006**  
**Committee Room No. 6**  
**9:00 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 132 BURNS ABORTION** Criminalizes the act of performing an abortion
- HB 1264 SCALISE CRIME** Criminalizes partial birth abortion
- SB 33 NEVERS ABORTION** Prohibits abortion, except when necessary to save the life of the mother.
- SB 129 JONES CRIMINAL JUSTICE** Modifies the rate at which good time can be earned from 30 days for every 30 days served to 35 days for every 30 days served for eligible offenders and to three days for every 17 served for inmates convicted of rape of a victim under 13, aggravated incest, or molestation of a juvenile.

**Thursday, May 18, 2006**  
**9:00 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 14 CROWE GAMBLING** Requires notice of addictive nature of gaming and gaming hotline information in all forms of advertisement of gaming activities
- HB 522 FARRAR CRIMINAL/BAIL** Provides for the abandonment of enforcement and collection of judgments involving a bond forfeiture
- HB 526 FARRAR CRIMINAL/BAIL** Provides for the qualifications of personal sureties in bail undertakings
- HB 527 MARTINY CRIMINAL/PROCEDURE** Provides for the delays for forfeiture and collection of appearance bonds
- HB 573 BALDONE BONDS/BAIL** Provides with respect to procedures for bond forfeiture
- HB 682 CARTER, K. GAMBLING/CASINO** Provides relative to the execution of the casino support services contracts and requires legislative appropriation to fully fund the contract
- HB 784 MARTINY BONDS/BAIL** Provides with respect to bail bond contracts during times of emergency or disaster
- HB 1113 BALDONE CRIME/SEX OFFENSES** Amends definition of sex offender
- HB 1192 THOMPSON PARDON/PAROLE** Creates a pilot special needs parole program within the Department of Public Safety and Corrections
- HB 1290 WOOTON CORRECTIONS** Provides with respect to housing inmates pending competency hearings
- SB 47 NEVERS MOTOR VEHICLES** Creates and provides for the DWI license plate. (2/3-CA7s2.1(A))
- SB 566 CHAISSON CRIMINAL PROCEDURE** Provides with respect to bail bond contracts during times of emergency or disaster. (gov sig)
- SB 611 ADLEY VIDEO POKER** Requires public notice prior to application for truck stop gaming license.

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DANIEL R. MARTINY  
Chairman

### Committee on Education

Wednesday, May 17, 2006  
Committee Room No. 1  
9:30 A.M.

#### INSTRUMENTS TO BE HEARD:

- SB 186 HINES POSTSECONDARY ED** Creates an additional exemption from registration and licensing requirements for colleges. (gov sig)
- SCR 18 NEVERS BESE** Requests the State Board of Elementary and Secondary Education to consider pay increases for school support personnel.
- SB 564 QUINN SCHOOLS** Requires parents to attend a minimum number of parent-teacher conferences. (gov sig)
- HB 986 CRANE HIGHER EDUCATION** (Constitutional Amendment) Abolishes the four postsecondary education management boards and creates a single board for the governance, management, and supervision of all public postsecondary education

Thursday, May 18, 2006  
9:30 A.M.

#### INSTRUMENTS TO BE HEARD:

- HB 910 SALTER STUDENT/TUITION** Authorizes the LSU Board of Supervisors to impose an increase in the operational fee for students
- SB 32 THEUNISSEN SPECIAL DISTRICTS** Creates the Parishwide School District of the Parish of Cameron and authorizes it to levy only for the 2006 tax year a property tax not to exceed 10 mills for the purpose of giving additional support to public schools in the parish. (gov sig)
- SB 489 SMITH, MIKE FUNDS/FUNDING** Creates the Louisiana Geography Education Initiative Program to develop and implement an educational program to enhance knowledge of the importance of geography in Louisiana and authorize the receipt of public and private funds for such purposes.
- SB 530 FIELDS COLLEGES/UNIVERSITIES** Eliminates any authority for the Board of Regents to confirm the appointments of postsecondary system presidents. (gov sig)

CARL CRANE  
Chairman

### Committee on Health and Welfare

Wednesday, May 17, 2006  
Committee Room No. 5  
9:30 A.M.

#### INSTRUMENTS TO BE HEARD:

- HCR 142 BARROW HEALTH CARE/FACILITIES** Requests the LSU Health Sciences Center-Health Care Services Division to name the library at the Earl K. Long Medical Center the "Jane Lambremont LSU

Library" in honor of former library director Jane Lambremont

- HCR 168 GREENE SUBSTANCE ABUSE** Urges and requests congress to amend the Americans with Disabilities Act and the Fair Housing Act to prevent the placement or opening of group homes for former substance abusers in proximity to day care centers and preschools
- HB 693 JOHNS CONTROL DANGER SUBSTANCE** Transfers the authority to issue controlled dangerous substances licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy
- HB 848 WINSTON NURSING HOMES** Provides for submission of emergency preparedness plans by nursing homes in certain parishes
- HB 896 WALSWORTH PHYSICIANS** Provides for physician discounts for rendered health care services
- SB 147 ELLINGTON HOSPITALS** Allows a hospital to operate an ambulance service solely to transport its own patients between parts of its own campus under certain circumstances. (gov sig)
- SB 418 HINES OPTOMETRISTS** Revises the professional licensing law for Optometrists.
- SB 562 BAJOE HEALTH/HOSPITALS DEPT** Creates an office of aging and adult services within the Department of Health and Hospitals. (gov sig)

Thursday, May 18, 2006  
9:30 A.M.

#### INSTRUMENTS TO BE HEARD:

- HCR 117 FRITH SANITARY CODE** Urges and requests the Department of Health and Hospitals to ease sanitary code restrictions for the citizens of Holly Beach
- HCR 120 GRAY CHILDREN/FOSTER CARE** To create the Task Force on Foster Care to study the current laws and regulations governing children in foster care in the state
- HCR 166 DURAND HEALTH SERVICES** To continue and provide with respect to the Louisiana Public Mental Health Review Commission
- HB 1234 JEFFERSON HEALTH** Provides with respect to the sale of a human oocyte or embryo
- SB 246 MCPHERSON MEDICAID** Provides for a common payment methodology for Medicaid reimbursement for hospitals.
- SB 482 MCPHERSON HEALTH SERVICES** Provides for the Board of Examiners of Nursing Facility Administrators to maintain the Direct Service Worker Registry through an interagency agreement with the Department of Health and Hospitals.
- SB 568 DARDENNE SOCIAL SERVICES DEPT** Repeals R.S. 40:2155(B)(9) that requires the Department of Social Services to promulgate certain rules during times of emergency and natural disaster.

**SB 605 MCPHERSON HEALTH/HOSPITALS DEPT**  
Provides for violations and penalties on nursing homes. (gov sig)

SYDNIE MAE DURAND  
Chairman

**Committee on House and Governmental Affairs**

**Wednesday, May 17, 2006**  
**Committee Room No. 2**  
**9:30 A.M.**

**INSTRUMENTS TO BE HEARD:**

**HB 428 TUCKER STATE OFFICIALS** (Constitutional Amendment) Establishes term limits for statewide elected officials

**HB 489 JEFFERSON ELECTIONS** Changes the voter registration deadline from thirty to seven days prior to the election

**HB 1088 MARCHAND VOTERS/VOTING** Requires the secretary of state to include temporary addresses for certain registered voters in the statewide voter registration database for purposes of mailing information regarding elections or voting

**HB 734 LANCASTER ELECTIONS/PRES PRIMARY**  
Provides relative to the presidential preference primary and other elections held at the same time

**HB 1307 HUTTER ELECTIONS/PRES PRIMARY**  
Changes the date of the presidential primary election and elections held at the same time and the opening of qualifying for presidential candidates

**HB 1317 GLOVER BOARDS/COMMISSIONS** Provides that no person who is appointed to a board or commission by the governor shall serve in such position for more than two consecutive terms

**SB 189 JONES SECRETARY OF STATE** Replaces the state archivist with the secretary of state or his designee on various museum boards.

**HB 58 DANIEL PUBLIC OFFLS/EMPS** Prohibits public bodies from using only oral contracts with applicants for certain public positions and provides that records of such applicants are subject to the provisions of law relative to public records

**HB 253 CROWE PUBLIC MEETINGS** Prohibits the use of electronic communications or other means to circumvent the provisions of law relative to open meetings

**HB 923 HUNTER WORKERS COMPENSATION**  
Provides for practices and procedures before the Second Injury Board

**SB 397 ELLINGTON PUBLIC RECORDS** Prohibits the examination, inspection or copying of preconstruction estimates for certain projects advertised and let or to be advertised and let for bids by DOTD until the date for the opening of the bids. (gov sig)

**SB 549 MICHOT SECURITIES** Provides for the confidentiality of certain records pursuant to the Louisiana Securities Law. (gov sig)

**SCR 14 JONES SECRETARY OF STATE** Directs state agencies to provide to the division of archives, records management and history locations of public records storage and directs the division to develop mapping relative to such locations.

**SCR 15 JONES SECRETARY OF STATE** Provides for the creation of a study committee to review and recommend a proposal for the development and location of regional records center outside of the State Archives Building and a records recovery complex.

**HCR 5 GRAY JUVENILES** Requests the House Committee on Criminal Justice and Senate Judiciary B to study issues related to juvenile competency

**HB 945 HONEY REAPPORTIONMENT/JUDGES**  
Provides for the election sections for the City Court of Baton Rouge and for the number of judges elected from such sections

**Thursday, May 18, 2006**  
**9:30 A.M.**

**INSTRUMENTS TO BE HEARD:**

**NO MEETING IS SCHEDULED**

CHARLES D. LANCASTER, JR.  
Chairman

**Committee on Insurance**

**Wednesday, May 17, 2006**  
**Committee Room No. 3**  
**9:00 A.M.**

**INSTRUMENTS TO BE HEARD:**

**HB 226 CARTER, K. INSURANCE/LIFE** Provides relative to filing of annual statements of viatical settlement transactions with the commissioner of insurance

**HB 249 CARTER, K. INSURERS** Prohibits the licensure of industrial fire as a new line of business for domestic stock insurers after August 1, 2006

**HB 251 CARTER, K. INSURANCE/LIFE** Provides relative to the expiration and renewal of viatical settlement licenses and to the annual statements required of licensees

**HB 518 FARRAR INSURANCE COMMISSIONER**  
Provides for fees for the licensing of claims adjusters

**HB 620 CARTER, K. INSURANCE/AUTOMOBILE**  
Provide relative to uninsured motorist coverage for commercial automobile, umbrella, and excess automobile liability insurance policies

**HB 1047 ST. GERMAIN INSURANCE** Provides for review of public fire protection grading

**HB 1198 CROWE INSURANCE** Prohibits increase of insurance rates for a period of one year after a gubernatorially declared disaster

**HB 1272 JOHNS INSURERS** Requires certain property insurers to maintain written catastrophe response plans

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**HB 1301      BADON      INSURERS/GUARANTY ASSNS**  
Excludes self-insured state agencies from nonduplication of recovery requirements under Louisiana Insurance Guaranty Association Law

**HB 1319      RICHMOND      INSURANCE/AUTOMOBILE**  
Removes the option to exclude the named insured from motor vehicle liability coverage.

**HB 1358      CARTER, K.      INSURANCE CLAIMS** Provides insureds with a private cause of action for certain acts

**Thursday, May 18, 2006  
9:00 A.M.**

**INSTRUMENTS TO BE HEARD:**

Any instrument not disposed of at the May 17, 2006 meeting will be scheduled for May 18, 2006, pursuant to House Rule 14.24(A).

Any legislative instrument on the weekly schedule and listed on the notice for a committee which was not disposed of at the first meeting of a committee in the week may be carried over and listed on the notice for the second meeting of the committee during such week (without requiring a rule suspension) (House Rule 14.24(A)).

KAREN CARTER  
Chair

**Committee on Natural Resources**

**Wednesday, May 17, 2006  
Committee Room No. 4  
9:00 A.M.**

**INSTRUMENTS TO BE HEARD:**

**HB 1177      DANIEL      ENERGY/OIL & GAS WELLS**  
Provides for mitigation of environmental damage from oil field sites

**SB 655      ADLEY      MINERALS** Provides relative to remediation of oil and gas sites. (gov sig)

**Thursday, May 18, 2006**

**INSTRUMENTS TO BE HEARD:**

**NO MEETING IS SCHEDULED**

WILFRED PIERRE  
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.